App. F. IX-4

19 56-57
( CD )

File No. 364-50
Serial Nos. 4

*Previous References.*
LA. 41-49-2

*Later References.*
CB. 364-50-1
CHS-GE. 119-51-1

# GENERAL AND REVENUE SECRETARIAT

*Serial Nos.* One

**Part B for** CH. 56

**SUBJECT**

Appointment of Chief Electoral officer

Chief Electoral Officer



General and Revenue Secretariat | File No. 255/L.D of 19

Serial No.

Office of the Minister for Law & Labour.
No. 1089
Date 12/5

"G"

Letter No 36/50 Elec dated 25.4.50 from the Chief Election Commissioner, India suggesting that the officer in charge of elections in the State may in future be named "Chief Electoral officer"

1) A reference is invited to OM. No L.D 1298-1312-L.A III. Ser-1 dated the 4th March 1950 directing that the Commissioner for Economic Development and Planning and Census Commr in Nagpur, Bangalore, Shall also attend to the work of the preparation of the electoral rolls for the Ggeneral election under the new Constitution

2) No Separate designation has been given to the officer entrusted with this work

3) It is for orders whether the suggestion of the Election Commission, I note to name the officer in charge of elections in the State, the Chief Electoral Officer; may be ~~approved~~ accepted, and the Addl Census Commissioner also designated as the Chief Electoral Commissioner.

A

6/5

4) The Central officer who will be in charge of elections in the State will be the Regional Election Commissioner, and the question of appointment of the said officer is being considered in the Confidential Branch.

MAS 8.5.50.

5) 8/5

Law Secy 6) A maybe accepted and which officer is to be so designated is for orders of Govt

Min for Law 12/5

12/5

Notes.—Contn. Sheet.

Chief Electoral Officer

File No. of 19

255/20 V 532

General and Revenue Secretariat

Serial No.

1089

4)
Cannot the Regional Election Comm be the chief electoral officer? why increase the no of officers & the expenditure involved?

RTB
12/5

1854
12/5

From

The Secy, Election Commn
India, New Delhi

No. 36/50 Elec dated 30.5.50

Forwarding for information copies of the letters from the Govt of Hyderabad and the Election Commn's reply thereto

2) In their reply to the Govt of Hyderabad, the Election Commn have stated that the Regional Commrs are officers under the Central Govt, appointed by the President if and when necessary, to assist the Election Commn, and that they cannot in any way replace the Chief Electoral Officer, who is the head of the electoral operations in the State, and that the functions of these two classes of officers will be entirely different.

3) It has also been stated that for the sake of convenience and to avoid confusion that it was suggested that a common designation might be given to such officers in every State. It is also stated that it is possible that a legal status may be given

Sri M.A.N. Mas 12.5.50. 25/5/50

"F"

Serial No.

to the Officer, under the electoral Act, which is to be enacted by Parliament, hereafter

10) Submitted with reference to the orders of the Hon. Minister for Law and Labour at para 4) supra

Nias 2/6 Mas 2.6.50 Law Secy 11) MAV 5/6 12) 1884 5/6/ MAV 5/6

Mini for Law

13) The suggestion as at A in Para 3 may be accepted

K.T.D 5/6. 1884 5/6/ MAV 5/6

Office of the Minister for Labour 1588 9/6/50

Sri MAN. Mas 5.6.50.

14) A draft G.O is put up for approval consideration.

Nias 8/6 There is at present no separate officer in charge of election work. The Census Commissioner has only been directed to attend to the work of preparation of electoral rolls. The officer to be designated as Chief Electoral officer is for orders. The Volumes of work does not as yet seem Mas 8.6.50. to requires the services of a full time officer for this purpose

15) MAV 8/6

Law Secy 16) 1884 9/6/ MAV 9/6

Mini for Law

Office of the Minister for Labour 1774 9.6.50

2561

SECRETARY, LAW DEPARTMENT 8 JUN 1950 GOVT. OF MYSORE

17) He may be called the Census Commissioner & Chief Electoral Officer

K.T.D 9/6 1884 10/6/ MAV 10

Office of the Minister No. 2325 Date of Receipt 10/6 Note. Contn. Sheet.

18) Chief Minister 19) Nias 16/6 1884 16/6/ MAV 16/6

Sri MAN. Mas 19.6.50

Chief Electoral Officer

532 | L.D

File No. of 19

General and Revenue Secretariat

Serial No.

20) Abstract G.O is put up for approval

NLN 19/6 21) Since the G.O. relates to the designation Mas 20/6/50 of a Gazetted officer, the file may be submitted to the Chief Secretary.

Mas 20-6-50

chief Secy) 22) fr 20/6

23) Mar is fine

22/6

24) For personal Secy fr 22/6

Land Secy) 25) BSS 23/6/50

26) fr 24/6

CHIEF SECRETARY 2610 21 JUN 1950 GOVT. OF MYSORE

DEPARTMENT Cir: 3111 23 JUN 1950 GOVT OF MYSORE

Sri MAM. Mas 26/6/50

I.

The Census Commr for Mysore, Bangalore
The Accountant General
The Secys to Govt
The Heads of Depts
The Dy Commrs of Districts
The Director of Printing etc
The Ml. Commrs of City of Bangalore
Corpn and city Ml Councils,
Mysore and Bangalore
and Press Table

Cir.No. 60 L.D 8528-9149/L.A.Ml.Hq.4 dated 16.6.50

Directing that the Commr for Economic Development and Planning and Census Commr for Mysore, shall have the designation of Chief Electoral Officer in Mysore, for the work of preparation of El. rolls.

WD 06820—GPB—25,000—26-7-49

Chief Electoral Officer

[App. F .III-2

General and Revenue Secretariat

File No. 5321/L.D of 19

Serial No.

24) Submitted with a draft letter to the Secy. Election Commn, India for approval

Mab
29/6

Sri M.A.N
Mab
29.6.50

Mab
29.6.50

ground
fr 29/6

To

The Secy. Election Commn
India. New Delhi

No L.D.9160 dated 30.6.50
Forwarding a copy of G.O. No L.D 8328
dated 26.6.50

*Note.*—Contn. Sheet.

Names and Addresses of the Chief Electoral Officers in States.

General and Revenue Secretariat

File No. 12239/Lo(D)19

[App. F. III-2

WD 010852—GPB—30,000—14-7-50

Serial No.

Letter No 236/50 Elec dated the 12th August 1950 from the Secy, Election Commission, India, requesting that the name and other particulars of the Chief Electoral officer to be appointed under the Rules, may be communicated to the Commission, early.

The connected file bearing Dy. No 12241/L.3, regarding the appointment of the Chief Electoral officer, under Section 2(b) of the Representation of the People (Preparation of Electoral ~~rolls~~) rules 1950, has been submitted to the Law Secy on the 21st August 1950, with a draft notification, for orders.

A reply will be sent to the Election Commission after the issue of the Notification referred to above.

A/

Submitted for orders

MAN 24/8

MAN 23/8

Mas 23-8-50

Law Secy 25/8

A maybe done MAN 28/8

Sh. MAN. Mas 28/8/50.

GOVT. OF MYSORE 24 AUG 1950 SECRETARIAT

NOTE—Contr. Sheet.

Serial No.

K

letter no 45/50 Elec dated 11.8.50 from the Secy. Election Commn. India requesting that steps may be taken to appoint a Chief Electoral Officer under the Rules, and that he may be requested to take necessary action under the Rules

The Election Commission have stated that it is necessary to appoint the "Chief Electoral Officer" in pursuance of clause (b) of rule 2 under the Representation of the People (Preparation of Electoral rolls) Rules 1950, although an officer of that designation may already exist in the State.

2) They have also requested that the Chief Electoral Officer may be directed to take necessary action under the Rules.

3) The Commr. for Economic Development and Planning and Census Commr. in Nepore, has been designated as the Chief Electoral officer, in connection with the preparation of the Electoral rolls, in G.O no L.D 6258-914/Ltt. Sel-Leg. L. dated the 26th June 1950

4) It is perhaps necessary to issue ~~Order~~ a Notification appointing the Census Commr as the "Chief Electoral officer" in pursuance of clause (b) of rule 2 under the Representation of the People Rules, 1950, and he may then be requested to take

*Note.*—Contn. Sheet.

The Representation of the People Rules 1950 and action under those rules

File No. 12411/1/50 of 19

General and Revenue Secretariat

Serial No.

necessary action as contemplated under the Rules.

5) Submitted for orders.

18/8 6) Please put up a draft notification and a draft letter to the Chief Electoral Officer as desired by the Election Commission

Mas 18.8.50.

7) Submitted with these drafts for Consideration

18/8 Mas 19.8.50.

8) May be approved MKV 24/8

Law Secy 9) 1884 24/8 MKV 24/8

mm for Law Secy Chief mm

10) RSP 24/8

11) RLA. 24/8 1884 25/8 MKV 25/8

12) Issued Sri M.A.N. Mas 25.8.50.

Office of the Minister for Labour. No. 3697 Date 24/8

4814 21 AUG 1950 SECRETARIAT REPORT

Office of the C[illegible]ioner No. 3716 Date of Receipt 24/8

Notification No L.3 14/50/LA dated 30.8.50 Appointing the Comm[n] for Economic Development and Planning and Census Comm[r] in response to perform the functions of the Chief Electoral officer, under Rule 2 of the Representation of the People Rules 1950.

General and Revenue Secretariat | File No. | of 19

Serial No.

To the Compiler, Mysore Gazette for publication and copy to the Chief Electoral Officer

The Chief Electoral Officer for Mysore, Bangalore

No L.D 14 HB LA. HB 50. 2 dated 30.8.50

Requesting him to take immediate necessary action as per extract of letter dated the 11th August 1950 from the Election Commn., India, forwarded to him; and stating that 25 copies of the Representation of the People Rules 1950, are also sent separately for reference and guidance

To

The Secy. Election Commn. India, New Delhi

No L.D 14 H4 dated the 30th August 50

Acknowledging receipt of his letter dated the 11th August 1950

From

The Secretary, Election Commn India, New Delhi

No 36/50. Elec dated the 12th August 50

Requesting that the name of the Chief Electoral Officer together with his official address and telephone number may be communicated to the Commission early.

*Note.*—Contn. Sheet.

The Representation of the People Rules 1950 and action under those rules

File No. 1239 V 1241 V 1298 of 19

General and Revenue Secretariat

Serial No.

(3) The Secy. Election Commission, India, has requested that the name of the Chief Electoral officer together with his official and Telegraphic address and telephone number may be communicated to the Commission, early.

(4) A draft furnishing the details is put up for consideration

(5) MAV 1/9

Nair 31/8 Mas 31-8-50.

Law Secy) (6) 1881/1191 (7) Sowmi MAV 1/9

SECRETARIAT 5276 1 SEP 1950 GOVT.

Sri P.V.A.N. Mas 1/9/50

To

The Election Commission, India, New Delhi.

No. L.D. 1788, dated the 1st September 1950 furnishing the name, official address and telephone number of the Chief Electoral Officer for Mysore.

From

The Chief Electoral officer in Mysore, Bangalore

Letter No. 4856/Gen. 1950-51, dated the 2nd september 1950 regarding ~~the~~ whether he may issue the notifications in accordance with rule 5(3) of the Representation of the People (Preparation of Electoral Rolls) Rules.

(8) The Chief Electoral officer says that since he received intimation of the

Serial No.

letter from the Travancore Election Commission only on 31st August 1950, and since Rule 5(3) of the Representation of the People (Preparation of Electoral Rolls) Rules contemplates the issue of a notice by him requiring the statements within 21 days of the notice, he could not fix the 15th September 1950 as the last date for receipt of the statements. The Chief Electoral Officer has to comply with the Rules, and in the circumstances explained it is obviously impossible to act in accordance with the suggestion of the Election Commission

(19) Draft submitted for consideration

Mas
4.9.50.

(20) MKV 4/9

(21) 1889 4/9

(22) Issued MKV 4/9

To

The Chief Electoral Officer for Travancore

Bangalore

No L.D 1806 dated 4.9.50

Stating that action may be taken immediately to publish the notice ~~immediately~~ fixing a period of 21 days as required by the rules, and that the Travancore Government has been requested to publish the notice accordingly on their receipt from you here

NOTE—Contn. Sheet.

The Representation of the People Rules 1950 and action under those rules/1298

File No. 12411 √ 13296 √ 14574 of 19

L.D

General and Revenue Secretariat

Serial No.

From

The Secy Election Commn
India, New Delhi

No 75/50. Elec dated 28.8.50

Requesting that action may be taken as desired, in the matter of the issue of Notices etc, contemplated under the Rules.

2) The Secy. Election Commn. India has stated that forms "II" and "IV" under the Representation of the People Rules 1950 should be printed in English and in such other regional languages as the State Govt may deem necessary and that copies should be made available to the local Army authorities etc on application

"K" and "F"

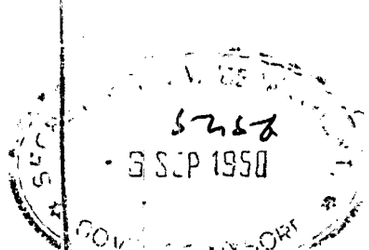
3) The Commn. have also requested that a few copies of the forms may be sent to the Ministry of Defence and the Ministry of External Affairs, at an early date.

4) The chief Electoral officer has already been addressed in this office letter No L.D 1806 dated the 4th September 1950 to take action in the matter of the publication of Notices etc the may be requested to take necessary action as desired by the Election Commission, and the Commission informed accordingly

"A"

5) Submitted with two drafts for consideration

6) may be approved



Lawley 6/9 6/9

Mas 5.9.50

Mas 6.9.50

Year Representation of the people Rules 1950 and action under those rules

General and Revenue Secretariat | File No. 1K Sk/L.D of 19 | [App. F. III-2

WD 010852—GPB—30,000—14-7-50

Serial No.

The Chief Election Comr.
India
New Delhi
L.D 1847 Dated 7.9.50

Intimates that the Chief Electoral Officer has been requested to take action under the Representation of the People (Preparation of Electoral rolls) Rules, 1950.

The Chief Electoral Officer
Ali Askar Road
Bangalore
L.D 1848 LA Dated 7.9.50.

Forwards a copy of letter received from the Election Comm India

Sug. Bill 20-9-50

from

The Chief Electoral Officer for Mysore, Bangalore

P.W.D 1

No S201/also 1951 dated the 9th Sept 1950

Requesting orders whether the forms referred to by the Secy. Election Comm. India should be arranged to be got printed in every regional language also.

The Secy. Election Comm. India
New Delhi

No 36/50. Elec dated 9.9.50

P.W.D 11

Requesting that the Telegraphic address, if any of the Chief Electoral Officer may be intimated

P.W.D 1

301 The Chief Electoral officer has requested that orders may be Communicated, whether the forms II and IV under the Representation of the people Rules 1950, should be got printed

F

NOTE—Contn. Sheet.

The Representation of the People Rules 1950 and action under those rules

File No. HES 15 28 / 50 / L.D of 19

General and Revenue Secretariat

Serial No.

in any regional language also

32) The Secy. Election Commn has stated in his letter no 435/50. Elec dated the 28th August 1950 that these forms should be printed in English and in such other regional languages, as the State Govt may deem necessary

32) The Secy. Election Commission, India, has requested that the telegraphic address of the Chief Electoral Officer, if any, may be intimated.

33) The Chief Electoral officer may perhaps be requested to intimate if any telegraphic address is in use, and then a reply sent to the Election Commission, since no telegraphic address has been printed on the letters that are being received from the Chief Electoral Officer

34) Submitted for orders.

MAN 16/9 35) It was ascertained on the phone that the telegraphic address of the Chief Electoral Officer is "MYCENSUS". However, this may be ascertained officially

Mas Rao 16.9.50.

36) Submitted with a draft for consideration and action

34) Issued MAN 18/9

MAN 18/9 Mas 18-9-50.

To

The Chief Electoral Officer, Mysore, Bangalore

No L.D 1893 dated the 19th Sept 1950

To intimate whether he has any telegraphic address.

"F"

P.V.J. 11

Sri. M.A.N. Mas. 18-9-50.

Linked to 1092 on 25/9/50

Delinked from Dy no 1092 on 5.10.50

Serial No.

From

The Dy Secy. Ministry of Defence

New Delhi

No F 80/58/Coord (A) dated 8.9.58

Forwarding for information copies of instructions issued by Service Hqrs to units and formation for submission of Statements in Forms II and IV

From

The Chief Electoral Officer for Mysore. Bangalore

No 371/Elect dated 11.9.58

Forwarding a copy of letter addressed to the Secy Defence Ministry re-giving wide publicity to the notices issued under the Rules.

No 388/Elect dated 11.9.58

Forwarding a copy of letter addressed to the Dy. Commrs of Dts and Addl. Commrs of city areas re. the above

P.4.D II

The Chief Commr of Coorg, Mercara

No A1-32512/58 dated 11.9.58

Requesting that Forms I to X may be supplied against payment

The Chief Electoral officer for Mysore

Bangalore

No 5643/Cons 1958 dated 22.9.58

P.4.D I

Stating that there is no separate telegraphic address re this matter as Chief Electoral officer.

388 The Chief Electoral officer has stated that "MYCENSUS" has been registered a

P.4.D I

NOTE—Contd. Sheet.

The Representation of the People Rules 1950 and action under those rules.



Serial No.

telegraphic address of the Census Commr for purpose and that there is no separate address in respect of his duties as Chief Electoral officer

39) The Election Commn, India may be intimated accordingly (Reference paras 32 to 34 supra) } 1 A

40) The Chief Commr of Coorg has requested that Forms I to X under the Rules may be supplied and the cost either credited to that State or a bill sent for the same PM.D "B"

41) The Chief Electoral officer has taken action to print and publish only Forms I to IV in English, and he has requested orders ~~to~~ if Forms II and IV should also be printed in any regional languages as suggested by the Election Commn in their letter dated the 28th August 1950 "C" "F"

42) It is for orders, if he may be directed to print these forms in Kannada also, to the extent necessary

43) The request of the Chief Commr of Coorg for the supply of Forms I to X, is also for orders

44) A draft to the Secy Election Commn is put up for consideration as per para 39 supra

45) A may be approved

46) The Chief Electoral Officer may be authorised to get the Forms printed

NAiyar 6/10

Mons 7.10.50.

Serial No.

Govt—

44) The Coorg may be extended the courtesy of having its forms printed at the Govt—Press and the cost debited to that State

MNV 19/10

Law Secy) 1884 20/10

5/22 20/10/50

45) Mun for law After the electoral Roll Amendment is over

RGT.B 20/10

1884 21/10

MNV 21/10

46) As instructed, draft a reply to the Chief Commissioner, Coorg in put up

47) Issue at once MNV 21/10

Law 21/10

Mas 21.10.50

To the Chief Commissioner, Coorg Bangalore

Issued No. E.D. 2178 dated 23rd Oct 1950

File received back on 24.10.50 MAN

48) Two drafts are put up for approval, with reference to orders at para 46 ante to-day

Mathai 24/10

Mas 28.10.50.

49) Issue at once MNV 29/10

To

The Secy, Election Commn New Delhi

No. E.D. 2258 dated 30.10.50

Intimating that telegrams to the Chief El. officer may be addressed to "MYCENSUS" Bangalore

Sri M.A.N. Mas 28.10.50

NOTE—Contn. Sheet.

The Representation of the People Rules 1950 and other thereunder

File No. Lo No VGulGy / L.D — of 19 — General and Revenue Secretariat

Serial No.

To

The Chief Electoral Officer, Bangalore

No L.D 2253 dated 30.10.50

Stating that the forms referred to may be got printed in Kannada also to the extent found necessary

From

The Chief Electoral Officer
Bangalore

No 5346/Elect dated 29.10.50

Requesting that he may be relieved of his responsibilities as Chief Electoral officer

Stg) The Chief Electoral officer has requested that he may be relieved of his responsibilities as the Chief Electoral officer, as his other functions as Census Commr. Commr of Economic development and planning etc do not permit attention being paid to Election work also; which would be heavy, during the Canvassing months.

Sgd) The Commr for Economic Development and planning and Census Commr for Mysore was appointed under Notification No L.D 1416 Lif. 48-50-3 dated the 30th August 1950 to perform the functions of the Chief Electoral officer under Rule 2(b) of the Representation of the People Rules 1950.

Sd) Submitted for orders

Sd) MRV 1/11

Law Minister)

Addl
31/10 Mas
31.10.50

Office of the Minister for Law & Labour.
5346
1/11

"K"

WD 010852—GPB—30,000—14 7-50

Serial No.

5346

58) I think he is right. He may be relieved as desired. But perhaps it can only be done in consultation with the Chief Election Comm. It may be done by the Law Secy appointed Chief Electoral officer. Law Secy to put up under R.T.A.

1/11

JMM 2/11

59) Under clause (b) of Rule 2 of the Representation of the People Rules, 1950, the Chief Electoral Officer means the officer appointed by the State Government to perform the functions of a Chief Electoral Officer under the rules. The appointment of the Chief Electoral Officer is thus vested by the rules in the State Government and it is not necessary therefore to consult the Election Commission in this connection. When the present Chief Electoral Officer was appointed the Election Commission was not consulted.

JMM 6/11

Law Secy

60) Previous Consultation with or approval of the Chief Election Commissioner is not necessary in this case

BSV 6/11

Min for Law

61) Shri J.S. Mallanathya may be relieved of his duties as Chief Electoral officer & the Law Secy appointed in his place.

R.T.A 7/11

BSV 7/11

NOTE—Contn. Sheet.

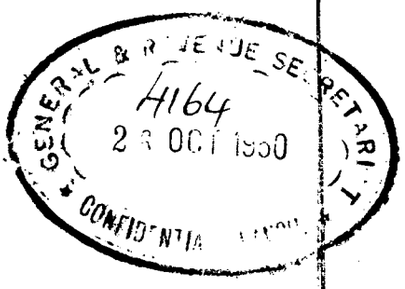
Preparation of Electoral Rolls Appointing a new Officer-

[App. F. III-2

General and Revenue Secretariat | File No. | of 195

WD 07558—GPB—1,000—28-1-50

Serial No.




Submitted:

1) Sri.J.B.Mallaradhya,M.A., is in charge of several Departments ex-officio. He is the Commissioner for Economic Development and Planning in Mysore and Superintendent of Census Operations. He is in addition Secretary, Economic Conference. He is also in charge of the preparation of the electoral rolls in Mysore State. In addition to these duties he is also member - Secretary of the Central Malnad Planning Committee, constituted by the Government of India It would seem from the above that Sri.Mallaradhya is having too many charges to manage. It is for consideration whether he may be relieved of some items of work e.g. work relating to preparation of electoral rolls and a seperate Officer posted for that work as well as other election work. The Law Secretary may be consulted if necessary.

JJPA 25/10.

25.10.50

2) The Centre and Econ Development & Planning Wk. cannot obviously be taken away from him. So also, re. the work in relation to the Malnad Devpmt. Commsn. Retaining the Comm. & the only work that cd be taken away wd. be that re preparation of Electoral Rolls Even this wd be changing of horses in midstream, but perhaps, it cannot be helped the Offr in charge of this work of preparation of Electoral rolls, may have to look after Conduct of Elections

NOTE—Contn. Sheet

Preparation of Electoral Rolls - Appointment of a New Writer.

File No 4164/CB. of 195

General and Revenue Secretariat

Serial No.

Setting up of ~~Polling arrangements~~ Polling booths, polling arrangements etc., and possibly this service will be needed till the end of June '51. in some shape or other. If appd. an officer of D.C's status may be posted thereafter.

Minr. Ld.
Chief Minr.
Hon. Finl. Secy
Law Secy
Ws.

116
25/10

27.10.50.

x on deputation to Delhi

3) I think on merits the Law Secy can himself be appt'd ch. elec. officer.

R.T.D
31/x

27/x

4) may be finalised on or about the 7th nov. I have noted on another file that the C.o.I may be addressed for some clarification in the matter of the appointment of the Regional Election Comrs. This may please be done immediately

K.C.R.
1/11/50.

R.T.D
1/11

Law Secy)

Office of the Chief Minister
No 5810
Date of Receipt 31/x

Office of the Chief Minister
Labour.
5351
4.11

CHIEF SECRETARIAT 6781 25 OCT 1950 GOVT. OF MYSORE

REVENUE SECRETARIAT 7589 27 OCT 1950 GENERAL

GENERAL & REVENUE SECRETARIAT 30 OCT 1950 CONFIDENTIAL BRANCH

LABOUR DEPARTMENT SECRETARIAT 2 NOV 1950 GOVT. OF MYSORE

WD 010852—GPB—30,000—14 7-50

Serial No.

N

*Chief Secretary.*

(2) The Chief Minister desires that the file relating to the posting of an Election Commissioner in place of the present Election Commissioner should be placed with a note if necessary by to-day or on Monday before the Cabinet.

(3) For favour of immediate action.

(4) Law Secretary. 23/2/57.

(5) 26/2

(6) A Council note may be put up

(7) Draft council Note put up for approval

Law Secretary

Chief Secy wre

Law Secy

Min for Law

11143 25 FEB 1957 GOVT. OF CEYLON

CHIEF SECRETARY 4.35 PM 26 FEB 1957 GOVT.

11216 27 FEB 1957

8389 27/2

ntn. Sheet.

Appointment of the Law Secy as the Chief Electoral officer for Mysore

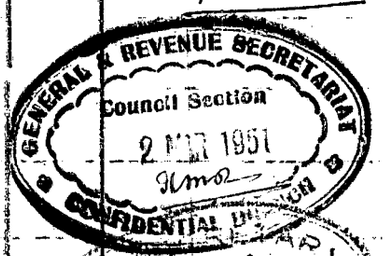
File No. SHL/EB of 19

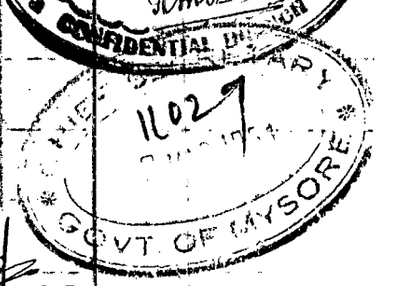
General and Revenue Secretariat

Serial No.

Copies of Council Note are placed below. The file may now be forwarded to the C.S for taking further action in the matter

1-50 P.M.




2/3

Asst Secy (Cea)

Please circulate the note overleaf.

2/3/51

2/3/51

31.10.51

Council File No. C.621/50-51.
For Consideration at the Meeting of Council
3.3.51.

[The file has not been seen by the Hon'ble Chief Minister in the last stages.]

3.3.51.

3.3.51.

C.62/51-51.

3.3.51.

## COUNCIL NOTE.

Appointment of the Secretary to Government, Law Department, as the Chief Electoral Officer for Mysore.

******

The Commissioner, Economic Development and planning and the Chief Electoral Officer for Mysore Bangalore, has stated in his letter No.574/Elec. dated the 29th October 1950, that in the coming months, the duties devolving upon him as the Chief Electoral Officer will be heavy, and will call for continuous and whole time attention, and that as his other functions as the Commissioner of Economic Development and planning, Director of Statistics and Census Commissioner, do not permit such attention being given to Election work, he shall be grateful if Government will kindly relieve him of his responsibilities as the Chief Electoral Officer.

2. The Commissioner for Economic Development and planning and the Census Commissioner in Mysore was appointed in Notification No.L.D.1744/L.A. 48-50-3 dated the 30th August 1950, to perform the functions of the Chief Electoral Officer, under Rule 2(b) of the Representation of the People (Preparation of Electoral Rolls) Rules 1950.

3. When the file was submitted to the Hon'ble the Minister for Law and Labour, he was pleased to minute as under, on the 1st November 1950.

> "I think he is right. He may be relieved as desired. But perhaps it can only be done in consultation with the Chief - Election Commissioner. It may be done and the Law Secretary appointed Chief Electoral Officer. Law Branch to put up note"

4. The Secretary to Government Law Department then noted as under, on the 6th November 1950.

"Previous consultation with or approval of the Chief Election Commissioner is not necessary in

this case".

5. When the file was resubmitted to the Hon'ble the Minister for Law and Labour, he was pleased to minute as under on the 7th November 1950

"Sri.J.B.Mallaradhya may be relieved of his duties as Chief Electoral Officer, and the Law Secretary appointed in his place."

6. This matter was also taken up for consideration seperately in another file, and when the file (4164/C.B.) was submitted to the Chief - Secretary, he noted as under on the 25th October 1950.

> " The Census and Economic Development and Planning work cannot obviously be taken away from him. So also, regarding the work in relation to the Malanad Development Committee, set up by the Government of India. The only work that could be taken away would be that regarding preparation of Electoral Rolls. Even this would be changing of horses in midstream, but perhaps, it cannot be helped. The Officer in charge of this work of preparation of Electoral Rolls, may have to look after conduct of Elections, setting up of Polling Booths, Police Arrangements etc., and possibly his services would be needed till the end of June 1951 in some shape or other. If approved an Officer of Deputy Commissioner's Status may be posted whole time."

7. The Hon'ble the Minister for Law and Labour was then pleased to minute as under, on the 31st October 1950.

"I think so unless the Law Secretary can himself be appointed Chief Electoral Officer"

8. When the file was submitted to the Hon'ble the Chief Minister, he was pleased to minute as under, on the 1st November 1950

> "May be finalised on or about the 7th November. I have noted on another file that the Government of India may be addressed for some clarification in the matter of the appointment of the Regional Election Commissioner. This may please be done immediately."

9. The Chief Secretary to Government has noted as under, on the 23rd February 1951.

> "The Chief Minister desires that the file relating to the posting of an Election Commissioner in place of the present Election Commissioner should be placed with a note if necessary by to-day or on Monday before the Cabinet."
>
> "For favour of immediate action".

Thus Council note is accordingly put up.

Legal Remembrancer and Secretary to Government, Law Department.

24/2

21/2

27/2

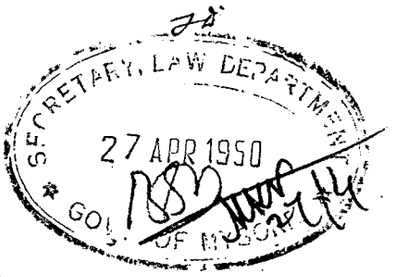
255/20

I-49-2

No. 36/50-Elec.
ELECTION COMMISSION
INDIA

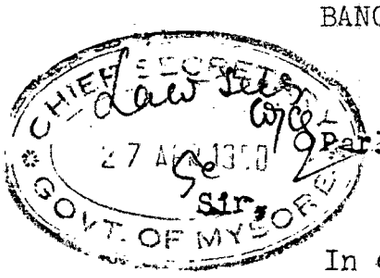
From

Shri P.S. Subramanian,
Secretary.




To

The Chief Secretary to the
Government of Mysore,
BANGALORE.




Parliament House, New Delhi, the 25th April, 1950.

Sir,

In connection with an enquiry by one of the States regarding the designation to be given to the officer who is in charge of matters relating to elections in that State, the Commission expressed the opinion that in view of the special technical and legal meaning attaching to the term "Election Commissioner" in article 324 of the Constitution, it would give rise to confusion if that designation be adopted in relation to a post in a State. The Commission has observed that, at present, the designation of the officer in-charge of elections varies from State to State. For the sake of uniformity, it would be convenient if the officer in charge of elections in each State be given the same designation all over the Republic. A suitable designation in the opinion of the Commission would be the "Chief Electoral Officer". I am to suggest that if the State Government have no objection, the officer in the State who is in charge of elections may in future be named accordingly.

Yours faithfully,

P.S. Subramanian

(P.S. SUBRAMANIAN)
SECRETARY.

PCS/-
35 Copies.

532/20

L.A. 41-49-3.

No.36/50-Elec.
ELECTION COMMISSION
INDIA.

From

Shri P.S. Subramanian,
Secretary.

To

The Chief Secretary to
the Governmment of Mysore,
BANGALORE.

SECRETARY, LAW DEPARTMENT
1 JUN 1950
GOVT. OF MYSORE

Sri. MAN. Mas 1.6.56.

LEGISLATION BRANCH
No.
Date 1-6-50
GOVT. OF MYSORE

Dated, Parliament House, New Delhi, the 30th May, 1950.

Sir,

I am directed to forward for the information of the Government of Mysore a copy of a letter from the Government of Hyderabad to the Election Commission and the Commission's reply thereto. "E" "F"

Yours faithfully,

P.S. Subramanian

SECRETARY.

KR/-

CHIEF SECRETARY
1 JUN 1950
GOVT. OF MYSORE

GOVERNMENT
of
H Y D E R A B A D
....

CHIEF SECRETARIAT
GENERAL ADMINISTRATION
DEPARTMENT,
Hyderabad Dn.,
9th/11th May, 1950.

From

Shri S.W. Shiveshwarkar, I.C.S.,
Chief Secretary to Govt.,
Hyderabad Dn.

To

Shri P.S. Subramanian,
Secretary,
Election Commission,
Parliament House,
New Delhi.

Sir,

With reference to your letter No.36/50-Elec dated the 25th April 1950 regarding the designation of the State officer dealing with elections in Hyderabad State, I am directed to state that the Hyderabad Government have no objection to the proposed change in the designation, but before they issue the necessary notification, they would be glad to have clarification on the points set forth below.

2. The view of the Election Commission of India that the designation "Election Commissioner" should not be used by the State officer is no doubt correct. At most, the Election Commissioner corresponds to the Regional Commissioner referred to in clause (4) of Article 324 of the Constitution. Such Regional Commissioner has to be appointed by the President in consultation with the Election Commission. The Election Commissioner of Hyderabad State, therefore, as at present appointed, is not a Regional Commissioner. Your letter under reference, however, does not disclose the intention of the Commission regarding the appointment of such Regional Commissioners. The Regional Commissioners appear to have been provided for in the Constitution presumably with a view to securing impartial elections under the auspices of a Central authority. The present position is that the Election Commissioner of the Hyderabad State is working under the administrative control of the State Government, but his work is guided by instructions issued by the Election Commission of India and yet it cannot be said that he is really a Regional Commissioner in view of the manner of his appointment. In your letter, you have not clarified the legal basis for the State Officer to be known as the "Chief Electoral Officer". No such designation has been referred to in the Constitution. Your letter also does not explain how the State Officer working under the administrative control of a State Government, fits in with the provisions of Article 324.

3. The Government of Hyderabad will be grateful to have a clarification on the points raised above before action is taken to redesignate the Election Commissioner of Hyderabad in the manner suggested in your letter.

Yours faithfully,

Sd/ S.W. SHIVESHWARKAR

CHIEF SECRETARY.

Vasdev'
30.5.50

(C O P Y)

No.36/50-Elec.
ELECTION COMMISSION
INDIA.

Camp Simla,
27th May, 1950.

The Chief Secretary to the Government,
HYDERABAD Dn.

Sir,

With reference to your letter No.5014/GAWS., dated the 11th May, 1950, I am directed to state that the present Election Commissioner in Hyderabad (or the Chief Electoral Officer as he may be designated hereafter) does not correspond to the Regional Commissioner referred to in clause (4) of article 324 of the Constitution. The Regional Commissioners are officers under the Central Government appointed by the President, if and when necessary, to be incharge of specified regions of the territory of India to assist the Election Commission in the superintendence, direction and control of the preparation of the electoral rolls for and the conduct of elections to the legislatures in these regions. They cannot in any way replace the Chief Electoral Officer who is the head of the electoral operations in the State and the functions of these two classes of officers will be entirely different. The Chief Electoral Officer of a State will be responsible to the State Government for the preparation of electoral rolls and conduct of elections and he must necessarily have the assistance of the entire administrative machinery in the State. The authority of the Election Commission cannot extend to the giving of directions to the administrative officers of the State who will naturally act under the orders of the Government of the State. The power to issue such orders would necessarily vest in an officer of the State. It is to that officer in the State (who is proposed to be named the Chief Electoral Officer) that the Election Commission will give directions through the Government of the State or directly in routine matters.

Every State has an officer of its own in charge of elections. The designation of that officer varies from State to State. It was only for the sake of convenience and to avoid confusion that it was suggested that a common designation might be given to such officers in every State

At present there is no legal basis for the Chief Electoral Officer of a State. It is possible that a legal status may be given to that officer in the electoral Act which is to be enacted by Parliament hereafter.

Yours faithfully,

Sd/- P. S. Subramanian
SECRETARY.

PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

Read:-

Official Memorandum No.LD.1239-1312/L.A. 41-49-1 dated the 7th March 1950 directing that the Commissioner for Economic Development and Planning and Census Commissioner in Mysore, Bangalore, shall also attend to the work of the preparation of the electoral rolls, under the new Constitution.

2) Correspondence ending with letter No.35/50-Elec. dated the 30th May 1950 from the Secretary, Election Commission, India, suggesting that for the sake of uniformity, the Officer in the State, who is in charge of elections, may in future, be named as the "Chief Electoral Officer".

.....

Order No. Ls. 828-917/ L.A. 41-49-6

Dated, Bangalore, the 26th June 1950.

The Commissioner for Economic Development and Planning and Census Commissioner in Mysore, who has also been attending to the work of preparation of electoral rolls for the general elections under the Constitution of India, shall, in connection with the said work, have the designation of Chief Electoral Officer in Mysore

By order and in the name of the Governor of Mysore,

S. Varadaraja Iyengar
Legal Remembrancer and Secretary to Government, Law Department.

To

1. The Census Commissioner for Mysore, Bangalore.
2. The Accountant-General, Mysore, Bangalore.
3. The Secretaries to Government.
4. The Heads of Departments.
5. The Deputy Commissioners of Districts.
6. The Director of Printing, Stationery and Publications in Mysore, Bangalore.
7. The Municipal Commissioner, City of Bangalore Municipal Corporation.
8. The Municipal Commissioner, City Municipality, Mysore, and
9. The Municipal Commissioner, City Municipal Council, Lashkar

FIRST TABLE

G. R. S. App. F VI—G. 2]

SUBJECT.....

.....

.....

*Diary No. of letter replied to* .....

General and Revenue Secretariat.

( )

*the* *194*

Date of issue.....194

Signed by .....

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(vi) published in the Gazette, Kannada Part ?

Section. H.A.

File No. HA 149

Serial No. 4.

*Proceedings of the Government of His Highness the Maharaja of Mysore.*

*Read*— GM. No H.D 1298-1312-H.A. HA 149-1 dated the 4th March 1950 directing that the Commissioner for Economic Development and Planning and Census Commr in Mysore, Bangalore, shall also attend to the work of the preparation of the Electoral rolls, under the new Constitution

~~Order thereon:— No.~~

2) Correspondence ending with letter No 36/50-Elec dated the 30th May 1950 from the Secy, Election Commn, India, suggesting that for the sake of uniformity the Officer in the State, who is in charge of elections may in

future, be named to the Chief Electoral Officer"

Order No L.D. 828-917/L.A.41-49-4

26/6/50.

~~Govt Direct that in future~~ The Census Commr for Mysore ~~the Officer who is in charge of the~~ Bangalore, shall be designated, ~~in future~~, ~~election matters for the State, be named~~ Census Commr and ~~the Chief Electoral Officer~~

The Commissioner for Economic Development and Planning and Census Commissioner in Mysore who ~~in future~~, has also been attending to the work of preparation of electoral rolls for the general elections under the Constitution of India, & Hall, in connection with the said work, have the designation of Chief Electoral Officer in Mysore.

Hd Asst to Govt (SB)

Law Dept

Main 8/6 MAS 20.6.50.

1) The Census Commr for Mysore Bangalore ✓
2) The Accountant General, Mysore Bangalore ✓
3) The Secy to Govt ✓
4) The Heads of Depts.
5) The Dy Commrs of Dts ✓
6) The Director of Printing Stationery and Publications in Mysore Bangalore ✓
7) The Mn. Commr, City of Bangalore Mn Corpn ✓
8) ——— City Municipality, Mysore ✓
9) ——— City Mn Council, Davangere ✓

Press Table

Copy with a covering letter to the Secretary, Election Commission, India, New Delhi.

7 4
1 1
9
—
125

*List of Enclosures*

*Copied by*

*Examined by*

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*).

No. L.D. 940/Elect. cell
30/6/50

Chief Electoral Officer

To

The Secy. Election Commn
India
Parliament House
New Delhi

Sir,

With reference ~~I am directed to refer~~ to your letter No 36/50-Elec, dated the 25th April 1950, ~~and~~ I am directed to forward ~~herewith, for information~~, a copy of ~~the~~ a Government Order No L.D 628-914/L.A-Leg-49, dated the 26th June 1950, issued in the matter.

Yours ffly

for
Lit and Secy to Govt
Law Depot

Mair
29/6 mas
29.6.50.

**PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.**

Read:-

Official Memorandum No.LD.1298-1312/L.A. 41-49-1 dated the 7th March 1950 directing that the Commissioner for Economic Development and Planning and Census Commissioner in Mysore, Bangalore shall also attend to the work of the preparation of the electoral rolls, under the new constitution.

2. Correspondence ending with letter No.36/50-Elec. dated the 30th May 1950 from the Secretary, Election Commission, India, suggestin that for the sake of uniformity, the Officer in the State, who is in charge of elections, may in future, be named as the "Chief Electora Officer".

ORDER NO. L.D. 828- 917 /L.A. 41-49-4

Dated, Bangalore, the 26th June, 1950.

The Commissioner for Economic Development and Planning and Census Commissioner in Mysore, who has also been attending to the work of preparation of electoral rolls for the general elections under the Constitution of India, shall, in connection with the said work, have the designation of Chief Electoral Officer in Mysore.

Legal Remembrancer and Secretary to Government, Law Department.

To

1. The Census Commissioner for Mysore, Bangalore,
2. The Accountant General, Mysore, Bangalore,
3. The Secretaries to Government,
4. The Heads of Departments,
5. The Deputy Commissioners of Districts,
6. The Director of Printing, Stationery and Publications in Mysore, Bangalore,
7. The Municipal Commissioner, City of Bangalore Municipal Corporatio
8. The Municipal Commissioner, City Municipality, Mysore, and
9. The Municipal Commissioner, City Municipal Council, Davanagere.

PRESS TABLE.

REGISTERED No. D-481

# The Gazette of India

सत्यमेव जयते

EXTRAORDINARY

PART II—SECTION 3

PUBLISHED BY AUTHORITY

No. 22] NEW DELHI, WEDNESDAY, JULY 26, 1950.

## MINISTRY OF LAW

NOTIFICATION

New Delhi, the 26th July, 1950.

**S. R. O. 306.**—In exercise of the powers conferred by section 28 of the Representation of the People Act, 1950 (XLIII of 1950), the Central Government, after consulting the Election Commission, is pleased to make the following Rules, namely:—

## THE REPRESENTATION OF THE PEOPLE (PREPARATION OF ELECTORAL ROLLS) RULES, 1950.

### PART I

PRELIMINARY

**1. Short title and commencement.**—(1) These Rules may be called the Representation of the People (Preparation of Electoral Rolls) Rules, 1950.

(2) They shall come into force at once.

**2. Definitions.**—In these Rules, unless the context otherwise requires—

(a) "Act" means the Representation of the People Act, 1950;

(b) "Chief Electoral Officer" means the officer appointed by the State Government to perform the functions of a Chief Electoral Officer under these rules;

(c) "constituency" means a Parliamentary constituency, an Assembly constituency or a Council constituency;

(d) "Form" means a form appended to these rules and includes any translations thereof in any language specified in the Eighth Schedule to the Constitution;

(e) "Revising Authority" means such person or persons as the State Government or an officer appointed by them in that behalf may, subject to any general or special instructions issued by the Election Commission, appoint in writing to perform all or any of the functions of the Revising Authority under these rules in respect of a constituency or part of a constituency.

### PART II

PREPARATION OF ELECTORAL ROLLS

**3. Electoral roll.**—There shall be prepared for every constituency an electoral roll in which shall be included the names of all persons appearing to be entitled to be registered therein. It shall be published in the constituency together with a notice specifying the mode in which and the time within which claims for inclusion in the roll or objections to any names or particulars entered in the roll are to be preferred.

**4. General conditions for registration in the electoral roll.**—Every person shall be entitled to have his name included in the electoral roll for a constituency if he is entitled to be registered in such roll under the provisions of the Act.

**5. Notice inviting statements under section 20 of the Act.**—(1) In the case of an electoral roll first prepared under the Act, the Chief Electoral Officer for the State shall, as soon as may be after the commencement of these rules, and in the case of every electoral roll subsequently prepared under the Act, the Chief Electoral Officer for the State shall, before the preparation of such roll is taken in hand, cause a notice in Form I to be published inviting every person who—

(i) is a member of the Armed Forces of the Union, or

(ii) is holding any such office as is referred to in sub-section (4) of section 20 of the Act, or

(iii) is employed under the Government of India in a post outside India,

and desires to be registered in the electoral roll for the constituency in that State in which, but for his service in the Armed Forces or but for the holding of any such office or employment, as the case may be, he would have been ordinarily resident during the qualifying period or on the qualifying date, to submit the statement referred to in sub-section (5) of that section to the Electoral Registration Officer of the said constituency within the time to be specified in that behalf in the notice. Every such statement shall be in Form II and shall be verified in the manner specified in the Form.

(2) As soon as may be after the commencement of these rules, the Chief Electoral Officer shall, for the purpose of the preparation of the electoral rolls to be first prepared under the Act, cause a notice in Form III to be published inviting every person referred to in sub-section (7) of section 20 of the Act who desires to be registered in the electoral roll for any constituency other than the constituency in which he was resident on the twenty-fifth day of July, 1949, to submit to the Electoral Registration Officer of the constituency in the State in which he desires to be registered within the time to be specified in that behalf in the notice a statement in Form IV specifying the constituency in the State in which he so desires to be registered.

(3) Every notice issued under sub-rule (1) or sub-rule (2) shall be published in such manner and at such place as the Election Commission may direct, and the time to be specified in the notice within which the statement is to be submitted shall not be less than twenty-one days from the publication of the notice.

**6. Form and language of electoral roll.**—The electoral roll for each constituency shall be prepared in such form and in such language or languages as the Election Commission may direct.

**7. Division of constituency into electoral areas.**—The Electoral Registration Officer may divide a constituency into electoral areas for the purpose of facilitating the preparation of the electoral roll for the constituency, and so much of the roll as relates to an electoral area may be separately prepared.

**8. Information from, and access to, birth and death registers for the purpose of registration of electors and decision of claims and objections.**—For the purpose of the preparation of any electoral roll, or for the determination of any claim or objection to any electoral roll, an Electoral Registration Officer, a person employed by him under sub-section (2) of section 22 of the Act, and any Revising Authority shall have access to any register of births and deaths maintained under any law for the time being in force, and it shall be the duty of every person in charge of any such register to give to the said officer, person or authority such information and such extracts from the said register as he may require.

**9. Publication of draft electoral rolls.**—The electoral roll for every constituency shall be published by the Electoral Registration Officer at such place and in such manner as the Election Commission may direct.

**10. Notice inviting claims and objections.**—(1) Simultaneously with the publication of the electoral roll under rule 9, a notice shall be published in like manner in Form V, calling upon persons entered in the roll to lodge in the manner herein prescribed any objection they may have to make to the roll as published and calling upon persons claiming to be entered on the roll to lodge their claim in the manner herein prescribed. Such notice shall specify for each constituency or electoral area the Revising Authority to whom and the place at which and the time referred to in sub-rule (2) within which any such claim or objection may be preferred.

(2) Every such claim or objection shall be made in Form VI, Form VII or Form VIII, whichever may be appropriate, within a period of 21 days from the date of the publication of the electoral roll under rule 9:

Provided that the Election Commission may, in the case of persons to whom the provisions of sub-section (7) of section 20 of the Act apply, by notification in the Official Gazette, extend in respect of any constituency or part of a constituency the said period of 21 days by such period as it may deem fit.

(3) A claim or objection shall be addressed to the Revising Authority and shall either be presented to the Revising Authority specified in the notice referred to in sub-rule (1), or to the Electoral Registration Officer or to such other officer as may be designated in that behalf by the Election Commission within the period specified in or under sub-rule (2) or be sent by post to the Revising Authority so as to reach him within the said period.

(4) A claim or objection which is not lodged within the period specified in or under sub-rule (2), or is lodged otherwise than in the manner herein prescribed or by a person not entitled to lodge the same, shall be rejected.

**11. Particulars regarding claims and objections.**—(1) A claim shall be signed either by the person desiring his name to be included in an electoral roll or by an agent authorised in writing by such person and, unless it is sent by post, shall be presented either by such person personally or by such agent.

(2) When objection is made to the inclusion in the electoral roll of any person whose name appears therein, or to any particular in any entry in the roll, such objection shall contain in respect of such person or entry, as the case may be, all the particulars entered in the roll.

(3) No person shall prefer an objection to the inclusion of any name in the electoral roll for a constituency unless his name is already included in the electoral roll for that constituency.

(4) No application for the transfer of a name from the electoral roll of one constituency to that of another constituency shall be entertained. If any person desires such a transfer, he shall prefer an objection to the inclusion of his name in the former roll, and a second and a separate claim for the registration of his name in the latter roll.

(5) When a claim is preferred by a member of the Armed Forces of the Union or by any person holding any office in India declared by the President to be an office to which the provisions of sub-section (4) of section 20 of the Act apply or by any person who is employed under the Government of India in a post outside India, for the registration of his name or that of his wife in the electoral roll for a constituency in which but for his service in the Armed

Forces or but for his holding of any such office or employment, as the case may be, he would have been ordinarily resident during the qualifying period or on the qualifying date, it shall be accompanied by a statement in Form II signed and verified by the claimant himself.

(6) When a claim is preferred by any such person as is referred to in sub-section (7) of section 20 of the Act desiring to be registered in the electoral roll for any constituency other than the constituency in which he was resident on the twenty-fifth day of July, 1949, it shall be accompanied by a statement in Form IV signed by himself.

**12. Claims by Electoral Registration Officer.**—(1) The Electoral Registration Officer may, within the period specified in or under sub-rule (2) of rule 10, make an application to the Revising Authority specified in the notice referred to in sub-rule (1) of that rule for the inclusion in or the exclusion from the electoral roll of the names of any persons to whom the provisions of sub-section (3), sub-section (4), sub-section (6) or sub-section (7) of section 20 of the Act apply.

(2) The Electoral Registration Officer shall, within the period specified in or under sub-rule (2) of rule 10, make an application to the Revising Authority specified in the notice referred to in sub-rule (1) of that rule for the making of any corrections in the electoral roll—such as, the removal of duplicate entries or the expunging of the names of persons who are dead or subject to any legal incapacity—which he considers necessary for the preparation of a complete and accurate roll.

(3) The Revising Authority shall serve on each of the persons affected by the application made under sub-rule (1) or sub-rule (2), a notice specifying in the case of an application under sub-rule (1) the grounds on which the inclusion or exclusion of the name has been desired, and specifying in the case of an application under sub-rule (2) the correction which it is proposed to make in the roll, and every such notice shall also specify the place where, and the time when, objections to the application so made will be heard:

Provided that no such notice shall be served where the Revising Authority is *prima facie* satisfied that the application should be granted, or where the application is one for the correction of a clerical or a printing error.

**13. Register of claims and objections.**—A register of claims and objections shall be maintained by the Revising Authorities, the Electoral Registration Officers and other officers authorised to receive claims and objections under sub-rule (3) of rule 10.

**14. Notice of claims or objections.**—(1) Except in the case where the Revising Authority is *prima facie* satisfied as to the validity of a claim, every person whose claim or objection is received in time shall be served with a notice in Form IX by the Revising Authority, specifying the place where, and the time when, his claim or objection will be heard, and directing him or his agent to be present with such evidence as he may wish to adduce.

(2) When objection is made by any person to the inclusion of the name of any other person in an electoral roll, the Revising Authority shall, except in the case where such authority is *prima facie* satisfied as to the validity of the objection, serve on such other person a notice in Form X giving the grounds on which the inclusion of his name has been objected to, and requiring such person or the agent of such person to attend at the place and the time fixed for the hearing of the objection.

**15. Transfer of claims and objections.**—Subject to such instructions as may from time to time be issued in this behalf by the Election Commission,

Revising Authority to whom any claim or objection has been preferred or before whom any claim or objection is pending for disposal, may transfer such claim or objection for disposal to any other Revising Authority competent to perform such duties and having jurisdiction in the electoral area to which the electoral roll in respect of which such claim or objection has been preferred relates, and the Revising Authority to whom any claim or objection has been so transferred shall proceed in accordance with the provisions of these rules and dispose of such claim or objection.

**16. Service of notice.**—Every notice issued by the Revising Authority shall, if possible, be served personally, and in default of personal service, shall be served by registered post or by affixing a copy thereof at the residence or the last known residence within the constituency of the person concerned. A certificate of service, either personal or otherwise, shall be deemed to be conclusive proof of the fact of such service.

**17. Inquiry into claims and objections by the Revising Authority.**—The Revising Authority shall hold a summary inquiry into the claim or objection preferred and shall record his decision. He shall also, after considering any verbal or written objections that may be preferred, decide on any application made by the Electoral Registration Officer under sub-rule (1) or sub-rule (2) of rule 12 for the inclusion or exclusion of any name in or from the electoral roll or for corrections to the roll. For the purpose of the inquiry the roll as published under rule 9 shall be presumed to be correct.

**18. Decision of the Revising Authority regarding claims and objections.**—(1) The decisions of the Revising Authority shall be final. Every such decision shall be communicated to the Electoral Registration Officer who shall cause the electoral roll to be amended in accordance therewith.

(2) The Revising Authority shall also direct the Electoral Registration Officer to correct any clerical or printing errors which the Revising Authority may himself discover in the roll. The Electoral Registration Officer or any person employed by him under sub-section (2) of section 22 of the Act may also correct any mis-spellings which he may discover in the electoral roll after the decision of the Revising Authority has been communicated to the Electoral Registration Officer.

**19. Final publication of electoral rolls.**—The electoral roll so amended shall be republished in the manner specified in rule 9 and, where it is an electoral roll first prepared under the Act, shall come into force immediately upon such republication, and, where it is an electoral roll subsequently prepared under the Act, shall come into force on the 1st day of October immediately succeeding such republication:

Provided that if for any reason an electoral roll for any constituency or part of a constituency is in any year not republished before the 1st day of October next after the qualifying date by reference to which that roll is prepared, the electoral roll shall come into force immediately upon its republication.

**20. Revision of electoral rolls after final publication in special cases.**—(1) When the Election Commission directs the revision of the electoral roll of any constituency under clause (a) of section 25 of the Act, the roll shall be revised by the preparation of a list containing additions to, omissions from, or alterations in, such roll, and all the provisions of these rules shall apply in the case of every such list in like manner as they apply in the case of electoral rolls:

Provided that the Election Commission may direct such modification in any of the prescribed Forms as it may consider necessary for the purpose of such revision.

(2) Any person whose name is not included in the electoral roll of a constituency for the time being in force and who is entitled to be registered therein may, at any time after the roll is finally published and before the constituency is called upon to elect, apply to the Election Commission for an amendment of the roll by the inclusion of his name therein, and if the Election Commission is satisfied, after such notice and such inquiry as it thinks fit, that the applicant is entitled to be registered therein, the Election Commission may direct the amendment of the electoral roll by inclusion therein of an entry relating to the applicant:

Provided that an application under this sub-rule shall not be entertained if it is not accompanied by a fee of rupees fifty, which shall in no case be refunded.

(3) When any list is republished under sub-rule (1) or a direction is issued under sub-rule (2), the electoral roll to which such list or direction relates shall be deemed to have been revised accordingly.

**21. Striking off of names of persons disqualified for voting and reinstatement of such names after removal of such disqualification.**—(1) If the disqualification for voting incurred by any person whose name has by reason thereof been struck off the electoral roll under sub-section (2) of section 16 of the Act be removed during the period the said electoral roll is in force under section 24 of the Act, the name of such person shall forthwith be reinstated in that electoral roll.

(2) The Electoral Registration Officer shall make the correction referred to in sub-section (2) of section 16 of the Act or the reinstatement referred to in sub-rule (1) in such number of copies of the electoral roll in his custody as may be specified under sub-rule (3) of rule 24, and shall also in every case cause such correction or reinstatement to be made forthwith in all other copies. Every correction or reinstatement so made or caused to be made in an electoral roll shall be initialled and dated by the person who makes the correction or reinstatement, and the electoral roll in which such correction or reinstatement is made shall thereupon be deemed to have been amended accordingly.

**22. Annual preparation of electoral rolls.**—(1) After the electoral rolls first prepared under the Act have been republished under rule 19, the Election Commission may, for the purpose of any subsequent annual preparation of the electoral roll for any constituency under section 23 of the Act, direct the preparation of a list of amendments to the electoral roll for such constituency for the time being in force for its publication under rule 9, and the provisions of rules 3 to 8 (both inclusive) shall so far as they are applicable apply in the case of such preparation of the list in like manner as they apply in the case of the preparation of electoral rolls.

(2) When any such list of amendments to an electoral roll for a constituency has been so prepared, the electoral roll for such constituency for the time being in force together with the list of amendments thereto so prepared shall be published under rule 9 and shall be deemed to be the electoral roll prepared for that constituency, and the provisions of rules 10 to 19 (both inclusive) shall so far they are applicable apply in the case of every such roll (including the list of amendments) in like manner as they apply in the case of electoral rolls first prepared under the Act.

(3) When a list of amendments is prepared for any constituency under the foregoing provisions of this rule, it shall not be necessary to reprint the entire roll but the list of amendments only need be printed:

Provided that the Election Commission may, if it deems it expedient so to do, direct that the entire roll along with the list of amendments shall be printed as a single roll

**23. Simultaneous preparation of electoral rolls for Parliamentary and Assembly constituencies.**—(1) It shall be lawful to combine the preparation and publication of electoral rolls for the Parliamentary constituencies and the Assembly constituencies in the same State.

(2) Where any addition, omission, alteration or other amendment is made under the Act or these Rules in the electoral roll of an Assembly constituency or a Parliamentary constituency, a similar amendment shall be made in the corresponding electoral roll of a Parliamentary constituency or an Assembly constituency, as the case may be.

## PART III

### CUSTODY AND PRESERVATION OF ELECTORAL ROLLS AND OTHER ELECTION PAPERS CONNECTED THEREWITH

**24. Custody and preservation of electoral rolls etc.**—(1) Three complete copies of the preliminary electoral roll for each constituency and all statements submitted to the Electoral Registration Officer under rule 5 shall be kept in the office of the Electoral Registration Officer of the constituency, or at such other place as the State Government may by order specify for a period of one year unless their retention for a longer period is ordered by the State Government.

(2) All claims and objections to any preliminary electoral roll and the decisions of the Revising Authority thereon shall be kept in the office of the Electoral Registration Officer of the constituency to which such roll relates or at such other place as the State Government may by order specify until the completion of the next annual preparation of the electoral roll for such constituency.

(3) Such number of copies of the final electoral roll for each constituency as may be specified by the State Government shall be kept in the office of the Electoral Registration Officer of the constituency to which such roll relates or at such other place as the said Government may by order specify until the final publication of the next electoral roll for such constituency.

(4) One complete copy of the final electoral roll for each constituency shall be kept for permanent deposit in such place as the State Government may by order specify.

(5) All copies of the final electoral roll for each constituency deposited under sub-rule (3) or the copy of the final electoral roll for each constituency deposited under sub-rule (4) shall before deposit be duly authenticated by the Electoral Registration Officer of such constituency.

(6) Printed copies of the final electoral roll for any constituency in excess of the number required for preservation under sub-rules (3) and (4) shall be deposited in such place as the State Government may direct. Spare copies of the electoral roll so deposited shall be available for sale to the public until the final publication of the next electoral roll for the constituency to which it relates and thereafter such rolls may be disposed of in such manner as the authority with whom they are deposited may direct.

(7) Every person shall have a right to inspect the election papers referred to in sub-rules (1), (2) and (3) and to get attested copies thereof on payment of such fees as may be fixed by the State Government.

## FORM I

### NOTICE

*(Rule 5)*

For the purpose of preparation of the electoral rolls for the Parliamentary constituencies, the Assembly constituencies and the Council constituencies in the State of.....every person who is a member of the Armed Forces of the Union or is holding any office in India declared by the President to be an office to which the provisions of sub-section (4) of section 20 of the Representation of the People Act, 1950 (XLIII of 1950), apply or is employed under the Government of India in a post outside India and who desires to be registered in the electoral roll of a constituency in.....State in view of the provisions contained in sub-section (3), or sub-section (4) of the said section, or whose wife desires to be registered in the electoral roll of the said constituency in view of the provisions contained in sub-section (6) of the said section, is invited to submit a statement in Form II through the appropriate officer so as to reach the Electoral Registration Officer of the said constituency not later than the.....day of.....195

.....(Place) Chief Electoral Officer

Dated..... of.....

NOTE.—Copies of Form II will be supplied free by the Chief Electoral Officer or by the Electoral Registration Officer of the constituency concerned on application.

*The Representation of the People Act*, 1950.

*Section* 20.—(3) A member of the Armed Forces of the Union while living in any barrack, building or place belonging to, or provided by, the Government shall not be deemed to be ordinarily resident in the constituency within which such barrack, building or place is situate, but shall be deemed to be ordinarily resident during any period or on any date in the constituency in which, but for his service in the Armed Forces, he would have been ordinarily resident during that period or on that date.

(4) Any person holding any office in India declared by the Prsident in consultation with the Election Commission to be an office to which the provisions of this sub-section apply, or any person who is employed under the Government of India in a post outside India, shall be deemed to be ordinarily resident during any period or on any date in the constituency in which, but for the holding of any such office or employment, he would have been ordinarily resident during that period or on that date.

(6) The wife of any such person as is referred to in sub-section (3) or sub-section (4) shall, if she be ordinarily residing with such person during any period, be deemed to be ordinarily resident during that period in the constituency specified by such person under sub-section (5).

## FORM II

STATEMENT BY A MEMBER OF THE ARMED FORCES OR BY AN OFFICER HOLDING AN OFFICE IN INDIA DECLARED BY THE PRESIDENT TO BE AN OFFICE THE HOLDER OF WHICH WILL BE DEEMED TO BE ORDINARILY RESIDENT IN THE CONSTITUENCY WHERE, BUT FOR THE HOLDING OF SUCH OFFICE, HE WOULD HAVE BEEN ORDINARILY RESIDENT, OR BY A PERSON EMPLOYED UNDER THE GOVERNMENT OF INDIA IN A POST OUTSIDE INDIA.

(*Rules* 5 *and* 11)

I,* ———— son/wife/daughter of ————

serving in
———— †holding the office of ————
employed in

declare that, but for my service in the Armed Forces/holding such office/holding such employment, I would ordinarily have resided at No.———— Street———— Ward No.———— Town———— in village/Ward ———— of‡———— District———— of the State———— ((during§———— within the qualifying period, that is, from the 1st day of———— 19— to the———— day of———— 19—. I also declare that I am a citizen of India, that I was not less than 21 years of age on the qualifying date, that is, the 1st day of March 19 [and that my wife@ ————, who ordinarily resided with me during———— within the aforesaid qualifying period is also a citizen of India and was also not less than 21 years of age on the qualifying date, the said 1st day of March 19 ])) ||[on the qualifying date that is, the 1st day of April, 19—. I also declare that I am a citizen of India.]]

The above particulars are true and correct in all respects.

Signature in full.

.....(Place)

Dated.....

---

((Not for Council constituencies.))

[Strike off if not necessary.]

[[For Council constituencies only.]]

* Here insert full name.

† Here insert the name of Regiment/office/post.

‡ Here insert Taluk, Union, Municipality, Zail, Thana or any other local area.

§ Here enter any period of 180 days within the qualifying period.

@ Here insert full name.

VERIFICATION BY THE OFFICER-IN-CHARGE OF THE REGIMENT OR BY THE HEAD OF THE OFFICE OR BY A DIPLOMATIC OR CONSULAR REPRESENTATIVE OF INDIA

I have verified the statement made above and found the same to be correct.

I have satisfied myself that the declarant is a citizen of India under article ——————of the Constitution [and his wife is a citizen of India under article ——————of the Constitution. She also ordinarily resided with the declarant during the period above-mentioned].

Signature and official designation of Officer-in-Charge of the Regiment/Head of the Office/ Diplomatic or Consular Representative.

.....(Place)

Dated.... .....

[ ] Strike off if not necessary.

NOTE (1).—This statement should be made in duplicate in the case of a member of the Armed Forces of the Union. One copy should be retained in the Regimental Headquarters or the office of the Verifying Officer and the other should be forwarded by the Verifying Officer to the Chief Electoral Officer of the State along with the list of persons eligible to be enrolled in all constituencies within that State

NOTE (2).—Any person, who makes a false declaration, or gives information which he knows or believes to be false or does not believe to be true, is liable to be punished under section 199 and/or 182 I.P.C.

*The Representation of the People Act*, 1950.

*Section* 21.—*Meaning of "qualifying date" and "qualifying period"*.—For the purpose of this Part, the qualifying date and the qualifying period,—

(a) in the case of electoral rolls first prepared under this Act, shall be the 1st day of March, 1950, and the period beginning on the 1st day of April, 1947, and ending on the 31st day of December, 1949, respectively; and

(b) in the case of every electoral roll subsequently prepared under this Act, shall be the 1st day of March of the year in which it is prepared, and the year immediately preceding that year, respectively.

FORM III

NOTICE

(*Rule 5*)

For the purpose of preparation of the electoral rolls for the Parliamentary constituencies, Assembly constituencies and Council constituencies, in the State of———————————every person who is a citizen of India and has migrated from the territory of Pakistan into the territory of India before the 25th day of July, 1949, on account of disturbances or fear of disturbances in his former place of residence and who desires to be registered in the electoral roll for a constituency in———————— State other than the constituency in which he was resident on the said date in accordance with the provision contained in sub-section (7) of section 20 of the Representation of the People Act, 1950 (XLIII of 1950), is invited to submit a statement in Form IV to the Electoral Registration Officer of the constituency in which he desires to be registered so as to reach him not later than the———————— day of————————195

.....(Place)

Dated.....

Chief Electoral Officer

.....State

NOTE.—Copies of Form IV will be supplied free by the Chief Electoral Officer or the Electoral Registration Officer of the constituency concerned on application.

*The Representation of the People Act*, 1950.

*Section* 20.—(7) For the purpose of the electoral rolls first prepared under this Act, a person who is a citizen of India and has migrated from the territory of Pakistan into the territory of India before the 25th day of July, 1949, on account of disturbances or fear of disturbances in his former place of residence shall be deemed to have been ordinarily resident during any period or on any date in the constituency in which he was resident on the said day or, if any other constituency is specified by him in this behalf in the prescribed form and manner, in that other constituency.

## FORM IV

STATEMENT BY A PERSON WHO IS A CITIZEN OF INDIA AND HAS MIGRATED FROM THE TERRITORY OF PAKISTAN INTO THE TERRITORY OF INDIA BEFORE THE 25TH JULY, 1949, ON ACCOUNT OF DISTURBANCES OR FEAR OF DISTURBANCES IN HIS FORMER PLACE OF RESIDENCE, SPECIFYING THE CONSTITUENCY IN WHICH HE SHOULD BE DEEMED TO BE ORDINARILY RESIDENT FOR THE PURPOSE OF REGISTRATION IN THE ELECTORAL ROLL FOR THAT CONSTITUENCY.

(*Rules 5 and 11*)

I*———————— son of/wife of/daughter of———————— declare that I am a citizen of India under clause (a) and sub-clause (i)/sub-clause (ii) of clause (b) of article 6 of the Constitution, ((that I was not less than 21 years of age on the 1st day of March, 1950)) and that I have migrated from the territory of Pakistan into the territory of India on‡———————— on account of disturbances or fear of disturbances in my former place of residence at————————. [I submit herewith original/certified copy of the citizenship certificate granted to me under sub-clause (ii) of clause (b) of article 6 of the Constitution.]

My name has not been included in the electoral roll for any Parliamentary constituency/Assembly constituency/Council constituency in the State of.....
~~been included in the electoral roll for Parliamentary constituency/.....Assembly constituency/.....Council constituency in the State of.....~~

((I am at present residing in———————— and I may be deemed to be ordinarily resident in†———————— in———————— Parliamentary constituency/———————— Assembly constituency during the qualifying period, that is, from the 1st day of April, 1947, to 31st day of December, 1949, for the purpose of my registration in the electoral roll for that constituency.))

[(I am at present residing in———————— and I may be deemed to be ordinarily resident in———————— in———————— Council constituency on the qualifying date, that is, first day of April, 1950, for the purpose of my registration in the electoral roll for that constituency.)]

[I have applied separately to the Electoral Registration Officer of Parliamentary constituency/———————— Assembly constituency/———————— Council constituency for the exclusion of my name from the electoral roll for that constituency.]

### DECLARATION

The above particulars are true and correct in all respects.

.....(Place)

Dated..... Signature in full

---

((Not for Council constituencies)).

[(For Council constituencies only)].

[Strike off if not necessary].

* Here insert the full name.

‡ Here insert the date.

† Here insert name of place.

NOTE.—Any person, who makes a false declaration or gives information which he knows or believes to be false or does not believe to be true is liable to be punished under section 199 and/or 182 I.P.C.

*Articles 6 and 7 of the Constitution.*

Rights of citizenship of certain persons who have migrated to India from Pakistan.

6. Notwithstanding anything in article 5, a person who has migrated to the territory of India from the territory now included in Pakistan shall be deemed to be a citizen of India at the commencement of this Constitution if—

(a) he or either of his parents or any of his grand-parents was born in India as defined in the Government of India Act, 1935 (as originally enacted); and

(b) (i) in the case where such person has so migrated before the nineteenth day of July, 1948, he has been ordinarily resident in the territory of India since the date of his migration, or

(ii) in the case where such person has so migrated on or after the nineteenth day of July, 1948, he has been registered as a citizen of India by an officer appointed in that behalf by the Government of the Dominion of India on an application made by him therefor to such officer before the commencement of this Constitution in the form and manner prescribed by that Government:

Provided that no person shall be so registered unless he has been resident in the territory of India for at least six months immediately preceding the date of his application.

Rights of citizenship of certain migrants to Pakistan.

7. Notwithstanding anything in articles 5 and 6, a person who has after the first day of March, 1947, migrated from the territory of India to the territory now included in Pakistan shall not be deemed to be a citizen of India:

Provided that nothing in this article shall apply to a person who, after having so migrated to the territory now included in Pakistan, has returned to the territory of India under a permit for resettlement or permanent return issued by or under the authority of any law and every such person shall for the purposes of clause (b) of article 6 be deemed to have migrated to the territory of India after the nineteenth day of July, 1948.

FORM V

NOTICE

(*Rule* 10)

Electoral roll of.....constituency.....

.....Area.

A draft list of electors included in this part of the above-named roll is herewith published for general information. All claims to be included in this roll shall be made in Form VI/VII and all objections to any name entered therein in Form VIII not later than the————————day of———————— 195

The Revising Authority to whom such claims and objections are to be preferred is———————— (address)————————

Claims and objections shall be addressed to the Revising Authority and shall either be presented to the Revising Authority specified in this notice or to the Electoral Registration Officer [or to ,] or be sent by post to the Revising Authority specified in this notice so as to reach him not later than the———————— day of————————195

Place————————

Dated———————— Electoral Registration Officer.

[Strike off if not necessary].

NOTE.—Printed copies of the Forms will be supplied free by the Electoral Registration Officer on application.

FORM VI

*Claim for inclusion in the electoral roll for a Parliamentary/Assembly Constituency*

(*Rule* 10)

Parliamentary constituency*

Assembly constituency

Claim for inclusion in electoral roll of†———

son/wife/daughter of———

resident at No.——— Street———

Ward No.——— village/Ward———

Union/Municipality———

Post Office——— Police Station———

Sub-Division——— District———

The claimant is a citizen of India and was not less than 21 years of age on the 1st day of ———19 , and he has been ordinarily resident at‡——— in the aforesaid constituency for not less than 180 days during the qualifying period beginning on the 1st day of———, 19 , and ending on the———, 19 . He has not claimed to be included or has not been included in any electoral roll of any Parliamentary/Assembly constituency with any other address.

[In support of the above statement the claimant submits with this claim the following original/certified copies of documents, *viz.*—

(i)

(ii)

(iii)

*Declaration*

The above particulars are true and correct in all respects.

Signature or thumb impression of claimant———

**Signature of person signing on behalf of claimant———

Address of person signing if not the claimant———

Dated———

*Here insert the name of the constituency.

† Here insert name in full.

‡ Here insert the address.

[Strike off if not necessary].

**If claimant does not sign himself, the person signing on his behalf must in every case file a written authority from the claimant.

NOTE.—Any person who makes a false declaration or gives information which he knows or believes to be false or does not believe to be true is liable to be punished under section 199 and/or 182 I.P.C.

FORM VII

*Claim for inclusion in the electoral roll for a Council constituency*

(*Rule* 10)

———— ————————————————Legislative Council

————————————————————constituency

Claim for inclusion in the electoral roll of*————————————————
son/wife/daughter of————————————Resident at No. ————————
Street———————————————— Ward No.————————————————
village/Ward ————————— Union/Municipality ————————
Post Office ————————— Police Station ————————————
Sub-division———————————————— District ————————————

The claimant is a citizen of India. He was a member of†————————
————————, on the 1st April, 195 /He has been a graduate of————————
————————University/‡———————— since———————— /He has been engaged in teaching for a total period of———————— years beginning on———————— and ending on———————— in§————————————

He was ordinarily resident in@———————————————————
on the 1st April 19 He has not claimed to be included or has not been included in any electoral roll of any $\frac{\text{local authority's}}{\text{Graduates'}}$ constituency with any other address.
Teachers'

In support of the above the claimant submits with this claim the following original/certified copies of documents, *viz.*,— —

(i)
(ii)
(iii)

*Declaration.*

The above particulars are true and correct in all respects.

Signature or thumb impression of the claimant————————————
**Signature of person signing on behalf of the claimant————————
Address of person signing if not the claimant————————————

Dated————————

* Here insert name in full.

† Here insert the name of the local authority.

‡ Here insert the qualification equivalent to that of a graduate of a University in India specified by the State Government.

§ Here insert the name of the educational institution.

@Here insert the address in the case of a graduates' or teachers' constituency.

**If claimant does not sign himself, the person signing on his behalf must in every case file a written authority from the claimant.

NOTE.—Any person who makes a false declaration or gives information which he knows or believes to be false or does not believe to be true is liable to be punished under section 199 and/or 182 I.P.C.

FORM VIII

*Objection to Registration of electors.*

(*Rule* 10)

———————————————constituency.

I hereby give you notice that I object to the entry of*————————————
on the electoral roll of————————————————————————————.
as serial No. ———————— in the roll for ————————————
Union/Ward of————————————Police Station ————————————
Sub-Division/Municipality————————————in District————————————.

The grounds of my objection are————————————————————————

————————————————————————————————————————————

in respect of which I submit with this objection the following original/certified copies of document, *viz.*,————————————————————————

————————————————————————————————————————————

*Declaration.*

I declare the statements made in this objection to be true to my knowledge and belief.

Signature or thumb impression of the objector————————————————
Entered on the electoral roll of————————————————————————
constituency as serial No.———————— in the roll for————————
———————— Union/Ward of ———————— Sub-Division/Municipality
in————————————District.

Dated————————————

Present address————————————

* Here insert the name as it appears in the electoral roll.

NOTE.—Any person who makes a false declaration or gives or believes to be false or does not believe to be true is liable 199 and/or 182 I.P.C.

**FORM IX**

**NOTICE**

(*Rule* 14)

To ——————————————————

—————— of——————————————————

You are hereby informed that your claim/objection in respect of the electoral roll of the —————— constituency of the—————— will be heard at—————— (place) at—————— O'clock on the—————— day of ——————, and you are directed to be present at the hearing with such evidence as you may wish to adduce.

Dated——————

Place——————

Revising Authority.

Certified that this notice has been duly served by me this —————— —————— day of—————— on*——————

personally

by registered post

by affixation on residence.

Signature of Revising Authority.

Dated——————

Place——————

*Here insert the name of the person on whom the notice was served.

FORM X

NOTICE

(*Rule* 15)

To ——————————————————

——————— of ———————————————

Whereas objection has been made by ——————————————————
——————————————————to the inclusion of your name in the electoral roll of the ——————————————————
constituency of the ——————————————————on the ground that ——————————————————
you are hereby informed that the said objection will be heard at ——————————
at ——————————— O'clock on the ——————————————
day of ——————————————and you are directed to be present at the hearing with such evidence as you may wish to adduce.

Dated ——————

Place ——————

Revising Authority.

Certified that this notice has been duly served by me this ——————

day ——————on* —————— personally / by registered post / by affixation on residence.

Signature of Revising Authority.

Dated ——————

Place ——————

(No. F.8(2)/50-C.)

K. V. K. SUNDARAM,
Secretary.

* Here insert the name of the person on whom the notice was served.

PRINTED IN INDIA BY THE MANAGER GOVT. OF INDIA PRESS, NEW DELHI AND PUBLISHED BY THE MANAGER OF PUBLICATIONS DELHI; 1950

1241
LD

No. 75/50-Elec.
ELECTION COMMISSION
INDIA.

L. H: 48-50-2.

SECRETARIAT MAN. 16/8/50

From:

Shri P.S. Subramanian,
Secretary,
Election Commission, India.

46 70

SECRETARIAT DEPARTMENT
16 AUG 1950
GOVT. OF MYSORE

No.....
Date 16-8-50
Cal. & L...

To :

**The Chief Secretary to the Government of Mysore, Bangalore.**

CHIEF SECRETARY
Law Secy
16 AUG 1950
GOVT OF MYSORE

Dated, Parliament House, New Delhi, the 11th August, 1950.

Subject: The Representation of the People (Preparation of Electoral Rolls) Rules, 1950, and action under those Rules.

.....

Sir,

I am directed to invite your attention to the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, and to state that clause (b) of rule 2 of those Rules contemplates the appointment of an officer to perform the duties conferred by those Rules on the "Chief Electoral Officer". Accordingly, I am to request that immediate steps may be taken to appoint either by name or by designation an officer of the State Government to be the "Chief Electoral Officer" for the purpose of those Rules. The Commission is aware that in certain States there already exists an officer by the designation of the Chief Electoral Officer. Since, however, he has not been appointed in pursuance of those Rules, it will still be necessary to appoint him formally as the Chief Electoral Officer under the said Rules.

2. I am also to request that the Chief Electoral Officer may be directed to publish immediately notices in Form I and Form III appended to those Rules inviting every person who —

(i) is a member of the Armed Forces of the Union, or

(ii) is holding a post in India referred to in sub-section (4) of section 20 of the Representation of the People Act, 1950, or

(iii) is employed under the Government of India in a post outside India, or

(iv) is a displaced person and desires to be registered in the electoral roll for any constituency other than the constituency he was residing in on the 25th of July, 1949,

to specify in the manner prescribed in Form II, the place in which he would have been ordinarily resident but for his employment or, as the case may be, to specify in Form IV, the constituency in the electoral roll of which he would like to have his name registered.

3. The rules require that Form II and Form IV are to be sent to the Electoral Registration Officer of the constituency. Under section 22 of the Representation of the People Act, 1950, these officers are to be designated or nominated by the Commission in consultation with the State in relation to each constituency. Since the constituencies have not been delimited, it is not possible for the Commission to appoint these officers at this stage. The notices to be issued by the State Government should, therefore, state that the forms should be sent to the Chief Electoral Officer of the State instead of to the Electoral Registration Officer of the constituency.

.....4.

4. Copies of notices in Form I will have to be published in the district, sub-division and thana/taluq headquarters. A few copies will also have to be sent to the Defence Ministry of the Government of India who will in turn circulate the notice with necessary directions to all their regimental headquarters. Notices in Form III will have to be published in all the places where notices in Form I are published and also in Patwari (Revenue Inspector) Circles or other similar minor administrative units in the State. The statements in Form II and Form IV should be required to be submitted by the 15th of September, 1950. It may also be explained that the names of persons whose statements are received after the said 15th September, 1950, but before the last date for the receipt of claims and objections will still be included in the electoral rolls by the Electoral Registration Officer under rule 12 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950. That rule enables the Electoral Registration Officer to make an application to the Revising Authority for the inclusion in or exclusion from the electoral roll of the name of any person to whom the provisions of sub-section (3), sub-section (4), sub-section (6) or sub-section (7) of section 20 of the Representation of the People Act, 1950, apply. Accordingly, there is no fear of any person entitled to be included in the electoral roll under section 20 of the Act being omitted only because of the prescription of such an early date, for the receipt of these forms, as the 15th September, 1950. It will not be possible to extend this date initially and allow statements to be sent in till a later date, as this will upset the present programme under which the supplementary lists of voters have to be ready in print by the end of September or early October, 1950.

5. Form IV of the forms appended to the Rules requires the claimant to specify the constituency in which he desires to have his name registered. Since the delimitation of constituencies has yet to be settled, it will not be possible for any such claimant to specify the name of the constituency, and I am, therefore, to suggest that the public may be informed that it would be sufficient if the claimant only specifies the place selected by him. He would be included in the constituency in which that place will eventually be included.

6. I am also to draw the attention of the State Government to rule 6 relating to the form and language of the electoral rolls and to state that if any difficulty arises in the form or language of any electoral roll, an immediate reference should be made to the Election Commission. As far as the electoral rolls for the constituencies of the House of the People and the Legislative Assembly of the State are concerned, the form has already been settled. As far as the form of electoral roll for Legislative Council constituencies is concerned, I am to suggest that the Commission should be consulted before electoral rolls are finally prepared for print.

The receipt of this letter may kindly be acknowledged.

Yours faithfully,

P.S. Subramanian

(P.S. Subramanian)
SECRETARY.

I Draft

No.LD. 1444 /L.A.48-50-3 dated ~~28th~~ 30th August 1950.

NOTIFICATION.

In exercise of the powers conferred by clause (b) of Rule 2 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, His Highness the Maharaja of Mysore is pleased to appoint the Commissioner for Economic Development and Planning and Census Commissioner in Mysore, to perform the functions of the Chief Electoral Officer under the said Rules.

By Order of His Highness the Maharaja,

Legal Remembrancer and Secretary to Government, Law Department.

MAin 18/8

To

The Compiler, Mysore Gazette, for publication in Part IV Section 1(c) of the Gazette, and to send 25 copies of the same for use of this office

Memo No.LD. 1445 Dated, ~~28th~~ 30 August 1950.

Copy of the above is forwarded with compliments to the Commissioner for Economic Development and Planning and Census Commissioner and Chief Electoral Officer for Mysore, Bangalore.

for Legal Remembrancer and Secretary to Government, Law Department.

MAin 18/8 Mas 18.8.50.

"I" Draft

Appendix F. G.—1]

SUBJECT The Representation of the People (Preparation of Electoral Rolls) Rules 1950, and action under those rules.

Section L.A.

File No. 48-50

Serial No. 4.

*Diary No. of letter replied to*.....

No. LD. 1946/Encl 1

To

The Commr of Economic Development and Planning, and the Chief Electoral Officer for Mysore. Bangalore

General and Revenue Secretariat

( )

*the* 19 .

Sir.

Date of issue 30. 8. 50

I am directed to forward herewith an extract from letter No 457/50-Elec dated the 11th August 1950, from the Secy. Election Commn. India, on the above subject, and to request you to kindly to take immediate necessary action in the matter

Signed by Sri M.K.V

Paras 2 to 6 of F.W.D

Twenty five copies of the Representation of the People (Preparation of Electoral Rolls) Rules 1950, are also sent (~~herewith~~ Separately), for reference and guidance.

Yours ffs

List of enclosures.....

Dir and Secy to Govt

Copied by.....

Revr Deptt

MAin
19/8

Mas
19.8.50.

MKV 21/8

Examined by.....

Draft

Appendix F. G.—1]

SUBJECT The Representation of the People (Preparation of Electoral rolls) Rules 1950. And action under those rules

Section

File No.

Serial No.

*Diary No. of letter replied to*.....

No. L.D. 1464

To

The Secy. Election Commn
India, Parliament House
New Delhi

General and Revenue Secretariat

( )

*the* 19 .

Date of issue 30/8/50

Signed by Sri M.K.V.

Sir.

I am directed to acknowledge receipt of your letter No 25/50. Elec dated the 11th August 1950.

Yours &c

L.A and Secy to Govt
Law Dept

M.Ain
1878

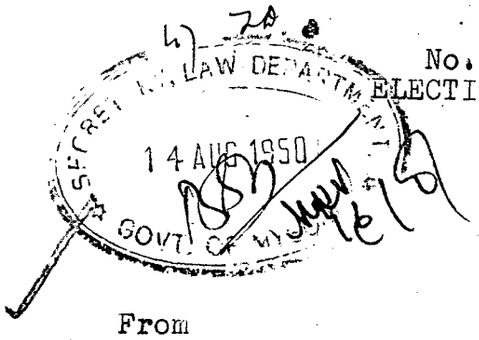
Mas
19.8.50 MKV 2/8

List of enclosures.....

Copied by.....

Examined by.....

1239/50

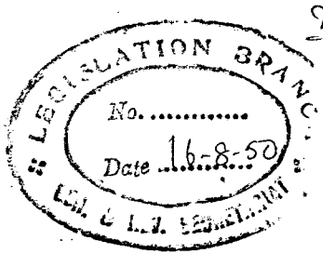


No. 36/50-Elec.
ELECTION COMMISSION,
INDIA.

Parliament House,
New Delhi, the 12th August, 1950.

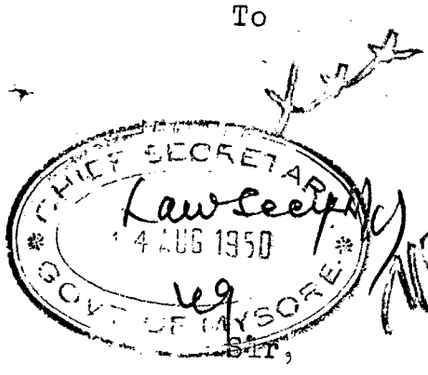
From

The Secretary,
Election Commission, India.



To

The Chief Secretary to
the Government of Mysore,
BANGALORE.



Subject:- Names and addresses of the Chief Electoral Officers in States.

Sir,

I am directed to invite attention to para. 1 of the Commission's letter No. 75/50-Elec. dated the 11th August, 1950, regarding the appointment of the Chief Electoral Officer in your State and to request that the name of the said Chief Electoral Officer together with his official and telegraphic address and telephone number, if any, may be communicated to the Commission at an early date.

Yours faithfully,

(I. KRISHNA)
ASSISTANT SECRETARY.

'Psingh'

Appendix F. G.—1]

SUBJECT Names and addresses of the Chief Electoral Officers in States.

Diary No. of letter replied to 1239

General and Revenue Secretariat

( )

the 19 .

Date of issue 1.9.50

Signed by Sri M.K.V.

List of enclosures

Copied by

Examined by

Section

File No.

Serial No.

No. L.D 1488/Genl

To

The Secy. Election Commn
India. Parliament House
New Delhi

Sir.

With reference to your letter No 36/50 Elec dated the 12th August 1950 on the above subject, I am directed to furnish the particulars asked for herein.

1. Name - Sri J. B. Mallanadhya, M.A.,
2. Official address - Ali Askar Road. Civil Station. Bangalore
3. Telephone No - 3020

2. A copy of notification No. L.D. 1744/L.A. 48-50-3, dated the 30th August 1950, appointing the Chief Electoral officer under Clause (b) of Rule 2 of the Representation of the People (Preparation of Electoral Roll) Rules, 1950, is also enclosed. Lea and Secy to Govt Home Dept

MKAN
31/8 mas
31-8-50.

WD 06171—GPB—30,000—4-6-49

1298
2D.

GOVERNMENT OF MYSORE

13 2D

TELEPHONE NOS. { OFFICE : 3020 / RESIDENCE : 3068

SRI J. B. MALLARADHYA, M.A.,
*Census Commissioner for Mysore.*

Old Residency Court Buildings,
Ali Asker Road, Civil Station,

19 AUG 1950

273/ Elect. Court 18 Jun 50

*Bangalore, dated* 17-8-1950.

18

To

Sri MAN. mas 19/8/50

The Legal Remembrancer &
Secretary to Government of Mysore,
Law Department, Bangalore.

Sir,

No. .....
Date 19-8-50

Subject: The representation of the People (Preparation of Electoral Rolls) Rules 1950.

---

Adverting to the notification No.L.D. 1255 Legis. 1-50-37 dated 8th August 1950 publishing the above in the Mysore Gazette dated 10th August 1950, I have the honour to request you kindly to intimate whether any immediate action is called for at this end, in the light of these Rules.

An immediate reply is requested.

Yours faithfully,

J. B. Mallaradhya

Census Commissioner &
Chief Electoral Officer.

BR 18

4856/60 1950-51

1457
LD

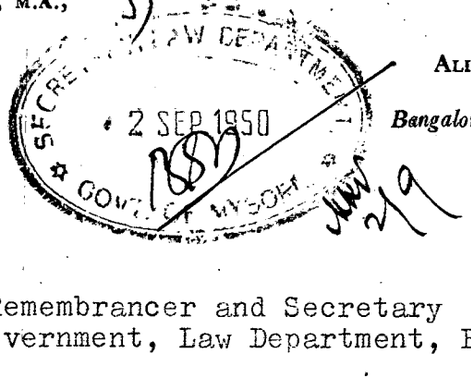
GOVERNMENT OF MYSORE

SRI J. B. MALLARADHYA, M.A.,
*Commissioner of Economic Development & Planning in Mysore.*

TELEPHONE NOS.
OFFICE : 3020
RESIDENCE : 3068

ALI ASKER ROAD, CIVIL STATION,

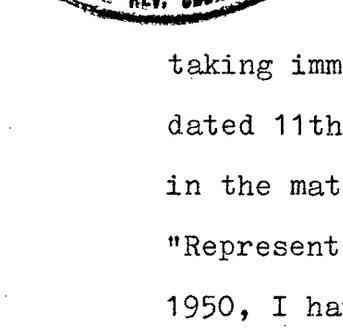
*Bangalore, dated* 2nd September 1950.




To

The Legal Remembrancer and Secretary
to Government, Law Department, Bangalore.

Sir. M. A.V.
Mas 2/9/50




Sir,

REFERENCE:- L.D.1746 dated 25/30th August 1950.

SUBJECT:- The Representation of the People (Preparation of Electoral Rolls) Rules 1950 and action under those rules.

---

With reference to your letter under advertance forwarding for taking immediate necessary action an extract from letter No.75/50 Elec. dated 11th August 1950 from the Secretary, Election Commission, India, in the matter of the publication of notices in forms I and III of the "Representation of the people (preparation of Electoral Rolls) Rules," 1950, I have the honour to state that it has not been possible to cause the publication of the notices in question, as your letter was received only on the 31st ultimo, too late for the matter to go into that day's issue of the Mysore Gazette.

Since the matter was received too late for the issue of the Gazette dated 31st August 1950, it can obviously go only into the next, unless it is ordered to be published in a Gazette Extraordinary immediately. In any case, whether the notices are issued now by means of a Gazette Extraordinary, or they are issued in the normal course, the deadline to be indicated in the notices II and IV, cannot be the deadline prescribed by the Election Commission, namely, the 15th instant. For, according to Rule 5 (3) of the Representation of the people (Preparation of Electoral Rolls) Rules 1950, " The time to be specified in the notice within which the statement is to be submitted shall not be less than twentyone days from the publication of the notice," and for indicating 15th September as the last date for submission of the statements, we ought to have published the notices latest in the issue of the Gazette dated 24th August. Since this could not be done owing to the receipt of your letter under

P.T.O.

under advertance in this office as late as on 31st August 1950, I would request you kindly to let me know what action may be taken in the matter, in the light of the Rule quoted above.

Yours faithfully,

2/9/50

For Commissioner of Economic
Development and Planning
and
Chief Electoral Officer
in Mysore.

(absent from Head-quarters.)

To L.D 1806
4/9/50

The Commissioner for Economic Development
and Planning and Chief Electoral Officer
in Mysore, Ali Asker Road, Civil Stn.
Bangalore.

Sir,

Subject:- The Representation of the People (Preparation of Electoral Rolls) Rules, 1950, and action under those rules.

---

With reference to your letter No. 4856/Gen. 1950-51, dated the 2nd September 1950, I am directed to state that since the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, do not fix the 15th September 1950, as the date within which the statements have to be furnished, action may kindly be taken immediately to publish the notices fixing a period of twenty-one days as required by the rules. I am to add that it is desirable to publish the notices in an Extraordinary Gazette and that the Compiler, Mysore Gazette has been requested to publish the notices accordingly on their receipt from you.

Yours faithfully,

L.R. and Secy. to Government,
Law Department.

Memo No. L.D 1807
Copy forwarded with compliments to the Compiler, Mysore Gazette, with the request that the notices ~~xxxxxxx~~ may kindly be published in a Gazette Extraordinary immediately on receipt from the Chief Electoral Officer in Mysore, Bangalore.

L.R. and Secy. to Government,
Law Department.
6-9-50.

PRIORITY.

No.75/50-Elec.
ELECTION COMMISSION
INDIA.

1396/50

From :- The Secretary,
Election Commission, India.

To :-

The Chief Secretary to
the Government of Mysore,
BANGALORE.

SECRETARY, LAW DEPARTMENT
29 AUG 1950
GOVT. OF MYSORE

Dated, Parliament House, New Delhi, the 28th August, 1950.

Subject:- The Representation of the People (Preparation of Electoral Rolls) Rules, 1950, and action under those Rules.

.....

Sir,

I am directed to invite your attention to the Commission's letter No.75/50-Elec., dated the 11th August, 1950, and to state that Forms II and IV attached to the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, to be submitted by the persons specified in para 2 of the Commission's letter referred to above, should be printed in English and in such other regional languages as the State Government may deem necessary, and, as required in the Note under Forms I and III of the said Rules, copies should be made available to the local Army authorities and other persons concerned on application. I am also to request that a few copies of these Forms should be sent to the Ministry of Defence and the Ministry of External Affairs, Government of India, at an early date.

Yours faithfully,

(I. KRISHNA)
ASSISTANT SECRETARY.

CHIEF SECRETARY
29 AUG 1950
GOVT. OF MYSORE

KR/-

II Draft

Appendix F. G.—1]

SUBJECT The Representation of the People (Preparation of Electoral Rolls) Rules 1950, and action under those rules

Section L.A.

File No. Ll. 50

Serial No.

*Diary No. of letter replied to*.....

No. LD 1847

To 7.9.50

The Secy. Election Commn
India. Parliament
House. New Delhi

General and Revenue Secretariat

( )

*the* 19 .

Date of issue 7.9.50.

Signed by S. Govindarajan

Sir,

With reference to your letter No 75/50. Elec. dated the 28th August 1950, on the above subject, I am directed to state that the Chief Electoral Officer for Mysore, Bangalore, has been requested to take necessary action in the matter, as desired by you.

Yours &c

for Secy to Govt
Law Dept

List of enclosures.....

Copied by.....

Examined by.....

Nitin
5/9
Mas
5-9-50.

WD 06171—GPB—30,000—4-6-49

I Draft

Appendix F. G.—1]

SUBJECT The Representation of the People (Preparation of Electoral Rolls) Rules 1950, and action under those rules

Section L.A.

File No. 48-50

Serial No.

*Diary No. of letter replied to*.....

No. LD. 1848 Enclosure dated 7.9.50

To

The Chief Electoral Officer
for Mysore, Ali Asker Road, Bangalore

General and Revenue Secretariat

( )

*the* 19 .

Sir,

In continuation of this office letter no L.D 1806 dated the 4th September 1950, on the above subject, I am directed to forward herewith for necessary action a copy of letter no 75/50-Elec, dated the 28th August 1950 from the Secy. Election Commn. India, Nirvachan Sadan, with enclosures.

Date of issue 7.9.50

Signed by S. Govindarajan

yours ffs

1887

for Lr and Secy to Govt
Law Dept

Asst
5/9

MAS
5-9-50

List of enclosures.....

Copied by.....

Examined by.....

1528

GOVERNMENT OF MYSORE

SRI J. B. MALLARADHYA, M.A.
*Commissioner of Economic Development & Planning in Mysore.*

TELEPHONE NOS.
OFFICE : 3020
RESIDENCE : 3068

ALI ASKER ROAD, CIVIL STATION,
*Bangalore, dated* 8th September 1950.

SECRETARY, LAW DEPARTMENT
9 SEP 1950
GOVT. OF MYSORE

S'201/mis

To

The Legal Remembrancer and Secretary to Government,
Government of Mysore, Law Department, Bangalore.

Sir,

SUBJECT:- L.D.1848 dated 7th September 1950.

REFERENCE:- The Representation of the People (preparation of Electoral Rolls) Rules 1950 and action thereunder.

Adverting to the above, I have the honour to request that orders of Government may be kindly obtained and communicated to me urgently whether the forms referred to in the enclosure to your letter should be arranged to be got printed in any regional language also, as indicated by the Secretary, Election Commission.

Yours faithfully,

Commissioner of Economic
Development and Planning
and
Chief Electoral Officer
for Mysore.

LEGISLATION BRANCH
No.
Date 11-9-50.
LAW SECRETARIAT

No. 36/50-Elec. 1530

**ELECTION COMMISSION, INDIA.**

*Dated, New Delhi, the* 9th September, 1950.

SECRETARY, LAW DEPARTMENT
11 SEP 1950
GOVT.

From

The Secretary,
Election Commission, India.

Sec. MAR. 11/9

To

LEGISLATION BRANCH
No.
Date 11-9-50
GEN. & REV. SECRETARIAT

The Legal Remembrancer & Secretary to
the Government of Mysore,
General & Revenue Secretariat,
B A N G A L O R E .

Subject:- Names and addresses of the Chief Electoral Officers - in States.

....

Sir,

I am directed to invite attention to your letter No. LD/788 dated the 1st September, 1950, regarding the appointment of the Chief Electoral Officer in your State and to request that, as required in the Commission's letter of even No. dated the 12th August, 1950, the telegraphic address, if any, of the said officer may also be intimated at an early date.

Yours faithfully,

(I. KRISHNA)
ASSISTANT SECRETARY.

KR/-

Appendix F. G.—1]

SUBJECT..... Names and addresses of the Chief Electoral Officers in States .....

.....

.....

*Diary No. of letter replied to*.....

General and Revenue Secretariat

( )

*the* 19 .

Date of issue.....

Signed by.....

List of enclosures.....

Copied by.....

Examined by.....

**Section**

**File No.**

**Serial No.**

No. L. 82. 1893
19. 9. 50

To

The Chief Electoral Officer
for Mysore. Ali Askar Road
Civil Station. Bangalore

Sir,

I am directed to request you kindly to intimate whether you have any telegraphic address ~~in case use of your~~ information ~~Office~~, as this ~~case~~ is required by the Election Commission, India

An immediate reply is requested

yours ffly

for Secy to the Govt
Law Dept

18/9

18/9 mas
18.9.50.

1562

CONFIDENTIAL.

BY REGISTERED POST ACKNOWLEDGEMENT DUE.

No.F.80/50/Coord(A).
Government of India.
Ministry of Defence.
New Delhi, the 8th September, 1950.

LAW DEPARTMENT
To 1887
GOVT. OF MYSORE

LEGISLATION BRANCH
No.
Date 12-9-50
GEN. & LEG. SECRETARIAT

The Chief Secretaries to the Governments of all Part A and Part B States (except Jammu and Kashmir).

The Chief Commissioners of all Part C States (except Andaman & Nicobar Islands).

Subject:- The Representation of the People (Preparation of Electoral Rolls) Rules, 1950, and action under those Rules.

Sir,

I am directed to refer to para 4 of the Election Commission's (India) letter No.75/50-Elec., dated the 11th August, 1950, and to forward herewith a copy each of the marginally noted* instructions issued by the three Service Headquarters to all units and formations, for the submission of statements in forms II and IV, in response to notices issued by State Governments in forms I and III, under the Representation of the People (Preparation of Electoral Rolls) Rules, 1950.

* Special Army Order No.14/S/50.
Naval Headquarters' letter No.NL.4002 dated the 22nd August, 1950.
Special Air Force Order No.108/S/1950.

2. Instructions have already issued to all Armed Forces' units and formations to obtain forms II and IV from the nearest Electoral Registration Officer/Deputy Commissioner/Collector free of charge, fill them up and forward them to the State Governments concerned. Arrangements may accordingly be made for the supply of these forms to Unit Commanders etc.

3. In accordance with the instructions contained in Election Commission's letter No.75/50/Elec., dated the 28th August, 1950, these forms should be printed in English, and, if desired, also in the regional languages. This would obviate any difficulty likely to be experienced by Armed Forces' personnel serving in States other than their own, with the regional language of which they are not familiar.

4. Appropriate instructions may also kindly be issued to the Chief Electoral officers and Deputy Commissioners/Collectors to render all possible assistance to Unit Commanders etc. in filling these forms. The latter have been advised to seek the help of the district authorities in States, if and when required.

Yours faithfully,

(B.S. GREWAL).
Deputy Secretary to the Government of India.

Copy forwarded to:-

The Election Commission, India. ) with enclosures.
D.6(a). )
D.2. )
D.4. )
Army Headquarters (A.G's Branch, P.S.1.). )
Naval Headquarters (Directorate of Naval Law). ) without
Air Headquarters (Directorate of Personnel). ) enclosures.

**RESTRICTED.**

# SPECIAL ARMY ORDER

BY

**GENERAL K. M. CARIAPPA, O.B.E.,**
**COMMANDER-IN-CHIEF**

*New Delhi, the 28th August,* 1950.

---

## CONTENTS

### ADJUTANT GENERAL'S BRANCH


| A. A. O. No. | | Page |
|---|---|---|
| 14/S/50. | Assistance to be rendered by the Army in the preparation of electoral rolls .. .. .. .. .. | 190–195 |


---

[I have applied separately to the Electoral Registration Officer of———— Parliamentary constituency/———— Assembly constituency/———— Council constituency for the exclusion of my name from the electoral roll for that constituency.]

*Declaration*

The above particulars are true and correct in all respects.

*Signature in full.*

*Dated*.....

*Articles 5 and 6 of the Constitution.*

5. At the commencement of this Constitution, every person who has his domicile in the territory of India and—

(a) who was born in the territory of India ; or

(b) either of whose parents was born in the territory of India; or

(c) who has been ordinarily resident in the territory of India for not less than five years immediately preceding such commencement,

shall be a citizen of India.

6. Notwithstanding anything in article 5, a person who has migrated to the territory of India from the territory now included in Pakistan shall be deemed to be a citizen of India at the commencement of this Constitution if—

(a) he or either of his parents or any of his grand-parents was born in India as defined in the Government of India Act, 1935 (as originally enacted) ; and

(b) (i) in the case where such person has so migrated before the nineteenth day of July, 1948, he has been ordinarily resident in the territory of India since the date of his migration, or

(ii) in the case where such person has so migrated on or after the nineteenth day of July, 1948, he has been registered as a citizen of India by an officer appointed in that behalf by the Government of the Dominion of India on an application made by him therefor to such officer before the commencement of this Constitution in the form and manner prescribed by that Government :

Provided that no person shall be so registered unless he has been resident in the territory of India for at least six months immediately preceding the date of his application.

[Strike off if not necessary].

L49IAO—7,009—26-8-50—GIPS

5. It was originally intended by Government that all Forms II and IV should reach the authorities specified in Appendix 'C' to SAO 25/S/49 by 15 Sep 50. Owing, however, to the late receipt of instructions in this respect, it is realised that this date may not be achieved in all cases. Completion by 15 Sep 50 will, however, be aimed at. Units will forward the Forms to verifying Authorities. Verifying authorities will in their turn complete the relevant part of Form II and forward them and Forms IV (where applicable) to the authorities mentioned in Appendix 'C' to SAO 25/S/49 as amended by AO 325/50 without delay. Forms received by electoral authorities after 15 Sep 50 will NOT be ignored by them but will be included in the electoral rolls at the stage of claims and objections.

6. Copies of Forms II and IV in English will be obtained free of cost from the nearest local Electoral Registration Officer. If any difficulty is experienced in obtaining these Forms in English, a reference should be made to the Deputy Commissioner/Collector concerned.

7. No person will indicate his unit or location when entering his particulars in Forms II or IV.

41916/AG/PS1.

HIRALAL ATAL,
*Major General,*
*Adjutant General.*

**Appendix 'A' to S. A. O. 14/S/50.**

EXTRACTS FROM THE PEOPLES REPRESENTATION ACT, 1950

*Section* 20.—(3) A member of the Armed Forces of the Union while living in any barrack, building or place belonging to, or provided by, the Government shall not be deemed to be ordinarily resident in the constituency within which such barrack, building or place is *situate*, but shall be deemed to be ordinarily resident during any period or on any date in the constituency in which, but for his service in the Armed Forces, he would have been ordinarily resident during that period or on that date.

(4) Any person holding any office in India declared by the President in consultation with the Election Commission to be an office in which the provisions of this sub-section apply, or any person who is employed under the Government of India in a post outside India, shall be deemed to be ordinarily resident during any period or on any date in the constituency in which, but for the holding of any such office or employment, he would have been ordinarily resident during that period or on that date.

(6) The wife of any such person as is referred to in sub-section (3) or sub-section (4) shall, if she be ordinarily residing with such person during any period, be deemed to be ordinarily resident during that period in the constituency specified by such person under sub-section (5).

**Appendix 'B' to S. A. O. 14/S/50.**

FORM II

STATEMENT BY A MEMBER OF THE ARMED FORCES OR BY AN OFFICER HOLDING AN OFFICE IN INDIA DECLARED BY THE PRESIDENT TO BE AN OFFICE THE HOLDER OF WHICH WILL BE DEEMED TO BE ORDINARILY RESIDENT IN THE CONSTITUENCY WHERE, BUT FOR THE HOLDING OF SUCH OFFICE, HE WOULD HAVE BEEN ORDINARILY RESIDENT, OR BY A PERSON EMPLOYED UNDER THE GOVERNMENT OF INDIA IN A POST OUTSIDE INDIA.

I*———————son/wife/daughter of ——————— ——————— serving in the Indian Army declare that, but for my service in the Armed Forces/holding such office/holding such employment, I would ordinarily have resided at No.——————— Street——————— Ward No.——————— Town——————— in village/Ward ——————— of‡——————— District ——————— ——— of the State ———————( (during§ ——————— within the qualifying period, that is, from the 1st day of ——— 19——— to the ——————— day of———————19 .

*Here insert full name.

‡Here insert Taluk, Union, Municipality, Zail, Thana or any other local area.

§Here enter any period of 180 days within the qualifying period.

((Not for Council constituencies.))

I also declare that I am a citizen of India, that I was not less than 21 years of age on the qualifying date, that is, the 1st day of March 19 [and that my wife@————————, who ordinarily resided with me during ———————— within the aforesaid qualifying period is also a citizen of India and was also not less than 21 years of age on the qualifying date, the said 1st day of March 19 ])) [[on the qualifying date that is, the 1st day of April, 19——. I also declare that I am a citizen of India.]]

The above particulars are true and correct in all respects.

*Signature in full.*

*Dated*.....

[Strike off if not necessary.]

@Here insert full name.

[[For Council constituencies only.]]

VERIFICATION BY THE OFFICER-IN-CHARGE OF THE REGIMENT OR BY THE HEAD OF THE OFFICE OR BY A DIPLOMATIC OR CONSULAR REPRESENTATIVE OF INDIA.

I have verified the statement made above and found the same to be correct.

I have satisfied myself that the declarant is a citizen of India under article 5/6 of the Constitution [and his wife is a citizen of India under article 5/6 of the Constitution. She also ordinarily resided with the declarant during the period above-mentioned].

*Signature and official designation of Officer-in-Charge of the Regiment/Head of the Office/Diplomatic or Consular Representative.*

.....(Place)

*Dated*.....

[ ] Strike off if not necessary.

NOTE (1)—This statement should be made in duplicate in the case of a member of the Armed Forces of the Union. One copy should be retained in the Regimental Headquarters or the office of the Verifying Officer and the other should be forwarded by the Verifying Officer to the Chief Electoral Officer of the State along with the list of persons eligible to be enrolled in all constituencies within that State.

NOTE (2)—Any person, who makes a false declaration, or gives information which he knows or believes to be false or does not believe to be true, is liable to be punished under section 199 and/or 182 I.P.C.

## SPECIAL ARMY ORDER

### ADJUTANT GENERAL'S BRANCH

**S. A. O. 14/S/50. Assistance to be rendered by the Army in the preparation of electoral rolls.—**

Reference SAO 25/S/49 and AO 386/50.

1. Since the publication of the above Army Orders, the procedure for the preparation of electoral rolls has changed as the Representation of the People Act, 1950 and the Representation of the People (Preparation of Electoral Rolls) Rules, 1950 have came into force. Relevant extracts from the former, applicable to members of the Armed Forces, are republished as Appendix 'A' to this Special Army Order.

2. In accordance with the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, members of the Armed Forces who are desirous of being registered in the electoral rolls of the constituencies in the States in which, but for their service in the Armed Forces they would have been ordinarily resident during the qualifying period (*vide* para 3 of Appendix 'A' to SAO 25/S/49), are required to make statements in accordance with Form II of the Rules, reproduced as Appendix 'B' to this Special Army Order. Each such statement has to be verified in the manner specified in the Form. The verifying authority will be the Sub-Area/Brigade Commander in the case of officers and the Officer-in-Charge Records in the case of JCOs/ORs. Units will forward the Forms duly completed in English by individuals to verifying authorities, who will complete the verification part of the Forms and forward them to the authorities specified in Appendix 'C' to SAO 25/S/49. Forms II will now replace the lists originally forwarded in accordance with Appendix 'B' to SAO 25/S/49.

3. In addition to Form II (Appendix 'B' to this SAO), a statement as in Form IV of the Rules, reproduced as Appendix 'C' to this SAO, will be obtained from every displaced person, who is a citizen of India and has migrated from the territory which now constitutes Pakistan into the territory which now constitutes India before 25 Jul 49. Forms IV will be attached to the respective Forms II.

4. The age of electors will now be calculated with reference to 1 Mar 50 and NOT 1 Jan 49 as mentioned in para 4 of SAO 25/S/49. Thus, Forms II and IV (where applicable) will be prepared and forwarded in respect of desirous individuals who attained the age of 21 on 1 Mar 50 and who are otherwise eligible to vote.

**Appendix 'C' to S. A. O. 14/S/50.**

FORM IV

STATEMENT BY A PERSON WHO IS A CITIZEN OF INDIA AND HAS MIGRATED FROM THE TERRITORY OF PAKISTAN INTO THE TERRITORY OF INDIA BEFORE THE 25TH JULY, 1949, ON ACCOUNT OF DISTURBANCES OR FEAR OF DISTURBANCES IN HIS FORMER PLACE OR RESIDENCE, SPECIFYING THE CONSTITUENCY IN WHICH HE SHOULD BE DEEMED TO BE ORDINARILY RESIDENT FOR THE PURPOSE OF REGISTRATION IN THE ELECTORAL ROLL FOR THAT CONSTITUENCY.

I*———— son of/wife of/daughter of ———— declare that I am a citizen of India under clause (a) and sub-clause (i)/sub-clause (ii) of clause (b) of article 6 of the Constitution, ((that I was not less than 21 years of age on the 1st day of March, 1950)) and that I have migrated from the territory of Pakistan into the territory of India on†———— on account of disturbances or fear of disturbances in my former place of residence at ————. [I submit herewith original/certified copy of the citizenship certificate granted to me under sub-clause (ii) of clause (b) of article 6 of the Constitution.]

My name has not been included in the electoral roll for any Parliamentary constituency/Assembly constituency/Council constituency/..... / been included in the electoral roll for Parliamentary constituency/..... Assembly constituency/..... Council constituency in the State of.....

((I am at present residing in———— and I may be deemed to be ordinarily resident in‡———— in ————Parliamentary constituency/———— Assembly constituency during the qualifying period, that is, from the 1st day of April, 1947, to 31st day of December, 1949, for the purpose of my registration in the electoral roll for that constituency.))

[(I am at present residing in———— and I may be deemed to be ordinarily resident in———— in ———— Council constituency on the qualifying date, that is, first day of April, 1950, for the purpose of my registration in the electoral roll for that constituency.)]

---

((Not for Council constituencies)).

[(For Council constituencies only)].

*Here insert the full name.

†Here insert the date.

‡Here insert name of place.

BY AIR MAIL.

CONFIDENTIAL.

From ... The Commander-in-Chief, Indian Navy.

At ... New Delhi.

Date ... 22nd August, 1950. No. NL.4002.

To ... The Commodore-in-Charge, Bombay.
The Rear-Admiral Commanding, Indian Naval Squadron.
Commodore-in-Charge, Cochin.
The Naval Officer-in-Charge, Vizagapatam.
The Resident Naval Officers Calcutta and Madras.
The Captain Superintendent, Indian Naval Dockyard, Bombay.
Commanding Officers of all I.N.S. Ships & Establishments.

==========

VOTING BY NAVAL PERSONNEL IN THE COMING ELECTION TO THE HOUSE OF THE PEOPLE AND LEGISLATIVE ASSEMBLIES/LEGISLATIVE COUNCIL OF STATES.

All naval personnel whose names and particulars were forwarded to the State Governments concerned under Appendix 'D' of the Indian Navy Fleet Order No. 275/1949 are directed forthwith to make a fresh statement as in Form II prescribed in the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, which is reproduced as Appendix 'A' to this letter.

2. These fresh statements should be submitted by the Commanding Officers of Ships/Establishments to Naval Headquarters in the case of officers, and to the Captain, Indian Naval Barracks, Bombay, in the case of ratings. Naval Headquarters and the Captain, Indian Naval Barracks, Bombay, are to forward them to the authorities specified in Appendix 'C' to the Indian Navy Fleet Order 275/1949 in continuation of those already forwarded under Appendix 'D' thereof. It has been decided that the statements previously forwarded under Appendix 'D' of Indian Navy Fleet Order No. 275/1949 will be ignored.

3. In addition, a statement as in Form IV prescribed in the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, which is reproduced as Appendix 'B' to this letter, is to be obtained from every displaced person in the naval service who is a citizen of India and who has migrated from the territory of Pakistan into the territory of India before the 25th day of July, 1949, on account of disturbances or fear of disturbances in his former place of residence, specifying theconstituency in which he wishes to be considered as ordinarily resident for the purpose of registration in the electoral roll of that constituency. These statements should likewise be submitted by the Commanding Officers concerned to Naval Headquarters and the Captain, Indian Naval Barracks, Bombay, as the case may be, for onward transmission to the authorities specified in Appendix 'C' to the Indian Navy Fleet Order 275/1949.

P.T.O.

4. The statements referred to in paragraphs 1 and 3 above must reach Naval Headquarters and the Captain, Indian Naval Barracks, Bombay, as the case may be, on or before the 7th September, 1950, without fail.

5. With reference to paragraph 4 of the Indian Navy Fleet Order 275/1949, the date up to which the qualifying age for voting, namely, 21 years, is to be reckoned, has been changed from 1st January 1949 to 1st March 1950. In the case of those naval personnel who have since become eligible for voting by reason of this change in the qualifying date, action should also be taken to obtain and forward the statements in Forms II and where applicable in Forms IV, as aforesaid.

Kokatan.
for REAR-ADMIRAL.

"PLS"

APPENDIX 'A' TO NAVALHEADQUARTERS LETTER NO.NL.4002 DATED 22.8.50.

FORM II

STATEMENT BY A MEMBER OF THE ARMED FORCES OR BY AN OFFICER HOLDING AN OFFICE IN INDIA DECLARED BY THE PRESIDENT TO BE AN OFFICE THE HOLDER OF WHICH WILL BE DEEMED TO BE ORDINARILY RESIDENT IN THE CONSTITUENCY WHERE, BUT FOR THE HOLDING OF SUCH OFFICE, HE WOULD HAVE BEEN ORDINARILY RESIDENT, OR BY A PERSON EMPLOYED UNDER THE GOVERNMENT OF INDIA IN A POST OUTSIDE INDIA.

(Rules 5 and 11)

I*_____son/wife/daughter of_____

_____ serving in
_____ **holding the office of _____
employed in

declare that, but for my service in the Armed Forces/holding such office/holding such employment, I would ordinarily have resided at No._____Street_____Ward No._____Town_____ in village/Ward_____of***_____District_____ of the State_____(during@_____within the qualifying period, that is, from the 1st day of_____19____ to the_____day of_____19__. I also declare that I am a citizen of India, that I was not less than 21 years of age on the qualifying date, that is, the 1st day of March 19 [ and that my wife@@_____, who ordinarily resided with me during_____within the aforesaid qualifying period is also a citizen of India and was also not less than 21 years of age on the qualifying date, the said 1st day of March 19 ]) [[ on the qualifying date that is, the 1st day of April, 19__. I also declare that I am a citizen of India.]]

The above particulars are true and correct in all respects.

Signature in full.

.....(Place)

Dated.....

---

(( Not for Council constituencies))

[ Strike off if not necessary ]

[[ For Council constituencies only ]]

* Here insert full name.

** Here insert the name of Regiment/office/post.

*** Here insert Taluk, Union, Municipality, Zail, Thana or any other local area.

@ Here enter any period of 180 days within the qualifying period.

@@ Here insert full name.

VERIFICATION BY THE OFFICER-IN-CHARGE OF THE REGIMENT OR BY THE HEAD OF THE OFFICE ORDBY A DIPLOMATIC OR CONSULAR REPRESENTATIVE OF INDIA.

I have verified the statement made above and found the same to be correct.

I have satisfied myself that the declarant is a citizen of India under article_____of the Constitution [and his wife is a citizen of India under article_____of the Constitution. She also ordinarily resided with the declarant during the period above-mentioned].

Signature and official designation of Officer-in-Charge of the Regiment/Head of the Office/Diplomatic or Consular Representative.

.....(Place)

Dated.....

---

[ ] Strike off if not necessary.

NOTE (1). This statement should be made in duplicate in the case of a member of the Armed Forces of the Union. One copy should be retained in the Regimental Headquarters or the office of the Verifying Officer and the other should be forwarded by the Verifying Officer to the Chief Electoral Officer of the State along with the list of persons eligible to be enrolled in all constituencies within that State.

NOTE (2). Any person, who makes a false declaration, or gives information which he knows or believes to be false or does not believe to be true, is liable to be punished under section 199 and/or 182 I.P.C.

The Representation of the People Act, 1950.

Section 21. Meaning of "qualifying date" and "qualifying period" - For the purpose of this Part, the qualifying date and the qualifying period,-

(a) in the case of electoral rolls first prepared under this Act, shall be the 1st day of March 1950, and the period beginning on the 1st day of April 1947 and ending on the 31st day of December 1949 respectively; and

(b) in the case of every electoral roll subsequently prepared under this Act, shall be the 1st day of March of the year in which it is prepared, and the year immediately preceding that year, respectively.

APPENDIX 'B' TO NAVAL HEADQUARTERS LETTER NO.NL.4002 DATED 22nd August 1950.

FORM IV

STATEMENT BY A PERSON WHO IS A CITIZEN OF INDIA AND HAS MIGRATED FROM THE TERRITORY OF PAKISTAN INTO THE TERRITORY OF INDIA BEFORE THE 25TH JULY 1949 ON ACCOUNT OF DISTURBANCES OR FEAR OF DISTURBANCES IN HIS FORMER PLACE OFRESIDENCE, SPECIFYING THE CONSTITUENCY IN WHICH HE SHOULD BE DEEMED TO BE ORDINARILY RESIDENT FOR THE PURPOSE OF REGISTRATION IN THE ELECTORAL ROLL FOR THAT CONSTITUENCY.

(Rules 5 and 11)

I*_____son of/wife of/daughter of_____ declare that I am a citizen of India under clause (a) and sub-clause (i)/sub-clause (ii) of clause (b) of article 6 of the Constitution, ((that I was not less than 21 years of age on the 1st day of March, 1950)) and that I have migrated from the territory of Pakistan into the territory of India on **_____ on account of disturbances or fear of disturbances in my former place of residence at_____. [I submit herewith original/certified copy of the citizenship certificate granted to me under sub-clause (ii) of clause (b) of article 6 of the Constitution].

My name has not been included in the electoral roll for any / been included in the electoral roll for Parliamentary constituency/Assembly constituency/Council constituency / Parliamentary constituency/.....Assembly constituency/.....Council constituency in the State of.....

in the State of.....

((I am at present residing in_____and I may be deemed to be ordinarily resident in ***_____in_____ Parliamentary constituency/_____Assembly constituency during the qualifying period, that is, from the 1st day of April, 1947, to 31st day of December, 1949, for the purpose of my registration in the electoral roll for that constituency)).

[(I am at present residing in _____and I may be deemed to be ordinarily resident in_____in_____ Council constituency on the qualifying date, that is, first day of April, 1950, for the purpose of my registration in the electoral roll for that constituency)].

[I have applied separately to the Electoral Registration Officer of_____Parliamentary constituency/_____Assembly constituency/_____Council constituency for the exclusion of my name from the electoral roll for that constituency].

DECLARATION

The above particulars are true and correct in all respects.

.....(Place)

Dated.....

Signature in full.

---

(For explanation of asterisk marks, see next page).

(( Not for Council constituencies)).
(( For Council constituencies only)).
( Strike off if not necessary )
* Here insert the full name.
** Here insert the date.
*** Here insert name of place.

NOTE. Any person, who makes a false declaration orgives information which he knows or believes to be false or does not believe to be true is liable to be punished under section 199 and/or 182 I.P.C.

---

## Articles 6 and 7 of the Constitution

6. Notwithstanding anything in article 5, a person who has migrated to the territory of India from the territory now included in Pakistan shall be deemed to be a citizen of India at the commencement of the Constitution if--

Rights of citizenship of certain persons who have migrated to India from Pakistan.

(a) he or either of his parents or any of his grand-parents was born in India as defined in the Government of India Act, 1935 (as originally enacted); and

(b) (i) in the case where such person has so migrated before the nineteenth day of July, 1948, he has been ordinarily resident in the territory of India since the date of his migration; or

(ii) in the case where such person has so migrated on or after the nineteenth day of July, 1948, he has been registered as a citizen of India by an officer appointed in that behalf by the Government of the Dominion of India on an application made by him therefor to such officer before the commencement of this Constitution in the form and manner prescribed by that Government.

Provided that no person shall be so registered unless he has been resident in the territory of India for at least six months immediately preceding the date of his application.

7. Notwithstanding anything in articles 5 and 6, a person who has after the first day of March, 1947, migrated from the territory of India to the territory now included in Pakistan shall not be deemed to be a citizen of India.

Rights of citizenship of certain migrants to Pakistan

Provided that nothing in this article shall apply to a person who, after having so migrated to the territory now included in Pakistan, has returned to the territory of India under a permit for resettlement or permanent return issued by or under the authority of any law and every such person shall for the purposes of clause (b) of article 6 be deemed to have migrated to the territory of India after the nineteenth day of July, 1948.

.....

.....

APPENDIX

SPECIAL AIR FORCE ORDER (PERSONAL)

No. 108/S/1950

Assistance to be rendered by the Air Force in the preparation of electoral rolls for elections to the future Central and State Legislatures.

Reference Special Air Force Order (Personnel) No. 122/S of 1949 as supplemented by Air Force Order (Personnel) No. 43/S of 1950.

2. All Air Force personnel whose names and particulars were forwarded to the State Governments concerned under Appendix 'D' to the Special Air Force Order above quoted, should be directed forthwith to make a fresh statement as in Form II, prescribed in the Representation of the People (Preparation of Electoral Rolls) Rules, 1950 (reproduced as an annexure to this Order). These fresh statements should be forwarded directly by units to the authorities specified in Appendix 'C' to the said Special Air Force Order, in continuation of those forwarded under Appendix 'D'. The latter will be ignored.

3. In addition, a statement, as in Form IV, should be obtained from every displaced serviceman, who is a citizen of India and has migrated from the territory of Pakistan into the territory of India before the 25th July, 1949, on account of disturbances or fear of disturbances in his former place of residence, specifying the constituency in which he wishes to be considered as ordinarily resident for the purpose of registration in the electoral roll of that consituency. This too should be forwarded to the authorities specified in Appendix 'C' to the said Special Air Force Order.

4. The statements referred to in paras 2 and 3 above must reach the State Governments by the 15th September 1950. Necessary instructions should therefore be issued immediately to all personnel for filling up the forms mentioned. Statements which do not reach the State Governments by the 15th September will be included in the electoral rolls at the stage of claims and objections, which will be made by the Electoral Registration Officers suo motu, by virtue of the powers vested in them by rule 12 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950.

5. With reference to para 4 of the Special Air Force Order quoted above, the qualifying date (i.e. date of attaining the age of 21) has since been changed from 1.1. 1949 to 1.3.1950. Action will therefore now have to be taken to forward the names and other particulars of those Air Force personnel who have since become eligible to vote. Naturally in their cases also, forms II and, where necessary, forms IV should be sent as provided in the preceeding paras.

6. Copies of Forms II and IV may be obtained free of charge from the Chief Electoral Officer or from the Electoral Registration Officer. If any difficulty is experienced in obtaining these forms, a reference should be made to the Deputy Commissioner/Collector concerned.

Air HQ/6559/2/PS

APPENDIX 'B'

FORM II

STATEMENT BY A MEMBER OF THE ARMED FORCES OR BY AN OFFICER HOLDING AN OFFICE IN INDIA DECLARED BY THE PRESIDENT TO BE AN OFFICE THE HOLDER OF WHICH WILL BE DEEMED TO BE ORDINARILY RESIDENT IN THE CONSTITUENCY WHERE, BUT FOR THE HOLDING OF SUCH OFFICE, HE WOULD HAVE BEEN ORDINARILY RESIDENT, OR BY A PERSON EMPLOYED UNDER THE GOVERNMENT OF INDIA IN A POST OUTSIDE INDIA.

(Rules 5 and 11)

I*.....Son/wife/daughter of.....

.....†serving in / holding the office of / employed in .....

declare that, but for my service in the Armed Forces/holding such office/holding such employment, I would ordinarily have resided at No.....Street.....Ward No.....
Town.....in village/ Ward.....of‡.....
District.....of the State.....¢(during//.....
within the qualifying period, that is, from the 1st day of.....
19..... to the .....day of.....19 . . I also declare that I am a citizen of India, that I was not less than 21 years of age on the qualifying date, that is, the 1st day of March 19 (and that my wife@ ....., who ordinarily resided with me during.....within the aforesaid qualifying period is also a citizen of India and was also not less than 21 years of age on the qualifying date, the said 1st day of March 19 ))) (() on the qualifying date that is, the 1st day of April, 19 . I also declare that I am a citizen of India()).

The above particulars are true and correct in all respects.

Signature in full

..... (Place)

Dated.....

---

(( Not for Council constituencies.))

( Strike off if not necessary.)

(() For Council constituencies only.))

* Here insert full name.

† Here insert the name of Regiment/office/post.

‡ Here insert Taluk, Union, Municipality, Zail, Thana or any other local area.

// Here enter any period of 180 days within the qualifying period.

@ Here insert full name.

VERIFICATION BY THE OFFICER-IN-CHARGE OF THE REGIMENT OR BY THE HEAD OF THE OFFICE OR BY A DIPLOMATIC OR CONSULAR REPRESENTATIVE OF INDIA.

---

I have verified the statement made above and found the same to be correct.

I have satisfied myself that the declarant is a citizen of India under article ..... of the Constitution (and his wife is a citizen of India under article ..... of the Constitution. She also ordinarily resided with the declarant during the period above mentioned).

Signature and Official Designation of Officer-in-Charge of the Regiment/Head of the Office/ Diplomatic or Consular Representative.

..... (Place)

Date.....

---

( ) Strike off if not necessary.

Note (1) - This statement should be made in duplicate in the case of a member of the Armed Forces of the Union. One copy should be retained in the Regimental Headquarters or the office of Verifying Officer and the other should be forwarded by the Verifying Officer to the Chief Electoral Officer of the State along with the list of persons eligible to be enrolled in all constituencies within that State.

NOTE (2) - Any person, who makes a false declaration, or gives information which he knows or believes to be false or does not believe to be true, is liable to be punished under section 199 and/or 182 I.P.C.

The Representation of the People Act, 1950.

Section 21 - Meaning of "qualifying date" and "qualifying period". - For the purpose of this Part, the qualifying date and the qualifying period, -

(a) in the case of electoral rolls first prepared under this Act, shall be the 1st day of March, 1950, and the period beginning on the 1st day of April, 1947, and ending on the 31st day of December, 1949, respectively: and

(b) in the case of every electoral roll subsequently prepared under this Act, shall be the 1st day of March of the year in which it is prepared, and the year immediately preceding that year, respectively.

---

APPENDIX 'C'

FORM IV

STATEMENT BY A PERSON WHO IS A CITIZEN OF INDIA AND HAS MIGRATED FROM THE TERRITORY OF PAKISTAN INTO THE TERRITORY OF INDIA BEFORE THE 25TH JULY 1949, ON ACCOUNT OF DISTURBANCES OR FEAR OF DISTURBANCES IN HIS FORMER PLACE OF RESIDENCE, SPECIFYING THE CONSTITUENCY IN WHICH HE SHOULD BE DEEMED TO BE ORDINARILY RESIDENT FOR THE PURPOSE OF REGISTRATION IN THE ELECTORAL ROLL FOR THAT CONSTITUENCY.

(Rules 5 and 11)

I*....., son of/wife of/daughter of..... declare that I am a citizen of India under clause (a) and sub-clause (i)/sub-clause (ii) of clause (b) of article 6 of the Constitution, (((that I was not less than 21 years of age on the 1st day of March, 1950))) and that I have migrated from the territory of Pakistan into the territory of India on †..... on account of disturbances or fear of disturbances in my former place of residence at ..... . ( I submit herewith original/certified copy of the citizenship certificate granted to me under sub-clause (ii) of clause (b) of article 6 of the Constitution ).

My name has not been included in the electoral roll for any Parliamentary constituency/Assembly constituency/Council constituency in the State of ~~been included in the electoral roll for Parliamentary constituency/...Assembly constituency/...Council constituency in the State of....~~

((( I am at present residing in..... and I may be deemed to be ordinarily resident in † .....in..... Parliamentary constituency/ ..... Assembly constituency during the qualifying period, that is from the 1st day of April, 1947, to 31st day of December, 1949, for the purpose of my registration in the electoral roll for that constituency.)))

(( I am at present residing in..... and I may be deemed to be ordinarily resident in..... in..... Council constituency on the qualifying date, that is, first day of April, 1950, for the purpose of my registration in the electoral roll for that constituency.))

( I have applied separately to the Electoral Registration Officer of---------- Parliamentary constituency/---------- Assembly constituency/ ---------- Council constituency for the exclusion of my name from the electoral roll for that constituency.)

DECLARATION

The above particulars are true and correct in all respects.

..... (Place)

Date.....  Signature in full

---

(((Not for Council constituencies.)))
((For Council constituencies only.))
(Strike off if not necessary)

* Here insert the full name.

† Here insert the date.

+ Here insert name of place.

NOTE - Any person, who makes a false declaration or gives information which he knows or believes to be false or does not believe to be true is liable to be punished under section 199 and/or 182 I.P.C.

## Articles 6 and 7 of the Constitution.

Rights of citizenship of certain persons who have migrated to India from Pakistan.

6. Notwithstanding anything in article 5, a person who has migrated to the territory of India from the territory now included in Pakistan shall be deemed to be a citizen of India at the commencement of this Constitution if -

(a) he or either of his parents or any of his grand-parents was born in India as defined in the Government of India Act, 1935 (as originally enacted); and

(b)(i) in the case where such person has so migrated before the nineteenth day of July, 1948, he has been ordinarily resident in the territory of India since the date of his migration, or

(ii) in the case where such person has so migrated on or after the nineteenth day of July, 1948, he has been registered as a citizen of India by an officer appointed in that behalf by the Government of the Dominion of India on an application made by him therefor to such officer before the commencement of this Constitution in the form and manner prescribed by that Government :

Provided that no person shall be so registered unless he has been resident in the territory of India for at least six months immediately preceding the date of his application.

Rights of citizenship of certain migrants to Pakistan.

7. Notwithstanding anything in articles 5 and 6, a person who has after the first day of March, 1947 migrated from the territory of India to the territory now included in Pakistan shall not be deemed to be a citizen of India.

Provided that nothing in this article shall apply to a person who, after having so migrated to the territory now included in Pakistan, has returned to the territory of India under a permit for resettlement or permanent return issued by or under the authority of any law and every such person shall for the purposes of clause (b) of article 6 be deemed to have migrated to the territory of India after the nineteenth day of July, 1948.

---

1583
LP

GOVERNMENT OF MYSORE

SRI J. B. MALLARADHYA, M.A.,
*Commissioner of Economic Development & Planning in Mysore.*

TELEPHONE NOS.
OFFICE : 3020
RESIDENCE: 306

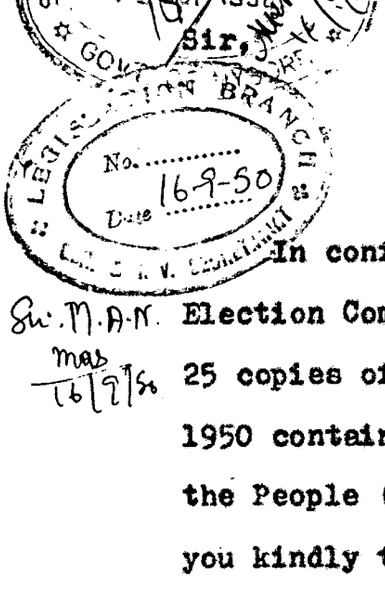
ALI ASKER ROAD, CIVIL STATION,
Bangalore, dated 14-9-50

**Immediate**

No 369/Elect-

To:

The Secretary,
Defence Ministry
of the Government of India,
New Delhi.




Sir,

**Subject:** Giving wide publicity to the notices issued under Rule 5 of the Representation of the People (Preparation of Electoral Rolls)Rules 1950.

In conformity with the instructions conveyed by the Secretary Election Commission, India, I have the honour to forward herewith 25 copies of the Mysore Gazette (Extraordinary) dated 5th September 1950 containing notices issued under Rule 5 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, and request you kindly to arrange to give wide publicity to the Notices (Forms I and III) contained in the said Gazette, so that the concerned parties might take necessary action to get their names included in the Electoral Rolls. 25 spare copies of the Notices (Form I and III) are also sent herewith for immediate use. The receipt of the enclosures may kindly be acknowledged.

Sw. M.A.N. mas 16/9/50

Yours faithfully,

(Sd.) J.B. Mallaradhya

COMMISSIONER,
Economic Development and Planning
&
Chief Electoral Officer for Mysore.

371/Elect.
Encl 14/9/50

Copy forwarded with compliments to the Legal Remembrancer and Secretary to Government, Law Department, for information with a copy of the Gazette Extraordinary.

Chief Electoral Officer for Mysore.

Reg. No. M. 1175.

# The Mysore Gazette

(PUBLISHED BY AUTHORITY)

(EXTRAORDINARY)

BANGALORE, TUESDAY, SEPTEMBER 5, 1950

## NOTIFICATION.

Bangalore dated 5th September 1950.

The following notices are issued under Rule 5* of the "Representation of the People (Preparation of Electoral Rolls) Rules, 1950" and persons referred to therein are invited to fill in Form II or Form IV as the case may be and to arrange the same to be forwarded to the undersigned within the date and in the manner prescribed hereunder.

J. B. MALLARADHYA,
*Commissioner of Economic Development and Planning and Chief Electoral Officer for Mysore State.*

* RULE 5.—*Notice inviting statements under Section 20 of Act.*—(1) In the case of an electoral roll first prepared under the Act, the Chief Electoral Officer for the State shall, as soon as may be after the commencement of these rules, and in the case of every electoral roll subsequently prepared under the Act, the Chief Electoral Officer for the State shall, before the preparation of such roll is taken in hand, cause a notice in Form I to be published inviting every person who—

(i) is a member of the Armed Forces of the Union, or

(ii) is holding any such office as is referred to in sub-section (4) of Section 20 of the Act, or

(iii) is employed under the Government of India in a post outside India, and desires to be registered in the electoral roll for the constituency in that State in which, but for his service in the Armed Forces or but for the holding of any such office or employment, as the case may be, he would have been ordinarily resident during the qualifying period or on the qualifying date, to submit the statement referred to in sub-section (5) of that section to the Electoral Registration Officer of the said constituency within the time to be specified in that behalf in the notice. Every such statement shall be in Form II and shall be verified in the manner specified in the Form.

(2) As soon as may be after the commencement of these rules, the Chief Electoral Officer shall, for the purpose of the preparation of the electoral rolls to be first prepared under the Act, cause a notice in Form III to be published inviting every person referred to in sub-section (7) of section 20 of the Act who desires to be registered in the electoral roll for any constituency other than the constituency in which he was resident on the twenty-fifth day of July 1949, to submit to the Electoral Registration Officer of the constituency in the State in which he desires to be registered within the time to be specified in that behalf in the notice a statement in Form IV specifying the constituency in the State in which he so desires to be registered.

(3) Every notice issued under sub-rule (1) or sub-rule (2) shall be published in such manner and at such place as the Election Commission may direct, and the time to be specified in the notice within which the statement is to be submitted shall not be less than twenty-one days from the publication of the notice.

## FORM II.

STATEMENT BY A MEMBER OF THE ARMED FORCES OR BY AN OFFICER HOLDING AN OFFICE IN INDIA DECLARED BY THE PRESIDENT TO BE AN OFFICE THE HOLDER OF WHICH WILL BE DEEMED TO BE ORDINARILY RESIDENT IN THE CONSTITUENCY WHERE, BUT FOR THE HOLDING OF SUCH OFFICE, HE WOULD HAVE BEEN ORDINARILY RESIDENT, OR BY A PERSON EMPLOYED UNDER THE GOVERNMENT OF INDIA IN A POST OUTSIDE INDIA.

(*Rules 5 and 11*).

I*————————son of/wife of/daughter of————————

serving in

————————†holding the office of————————

employed in

declare that, but for my service in the Armed Forces/holding such office/holding such employment, I would ordinarily have resided at No.————Street————————Ward No.————Town————in village/Ward————of‡ ————District————of the State-————((during §.————within the qualifying period, that is, from the 1st day of————19—to the————day of ————19—. I also declare that I am a citizen of India, that I was not less than 21 years of age on the qualifying date, that is, the 1st day of March 19 [and that my wife**————————, who ordinarily resided with me during————within the aforesaid qualifying period is also a citizen of India and was also not less than 21 years of age on the qualifying date, the said 1st day of March 19 ])) [[on the qualifying date that is, the 1st day of April, 19—. I also declare that I am a citizen of India.]]

The above particulars are true and correct in all respects.

Signature in full.

.....(Place),

Dated.....

---

((Not for council constituencies.))

[Strike off if not necessary.]

[[For Constituencies only.]]

*Here insert full name.

†Here insert the name of Regiment/office/post.

‡Here insert Taluk, Union, Municipality, Zail, Thana or any other local area.

§Here enter any period of 180 days within the qualifying period.

**Here insert full name.

OFFICE OF THE COMMISSIONER OF ECONOMIC DEVELOPMENT AND PLANNING AND CHIEF ELECTORAL OFFICER OF MYSORE, OLD RESIDENCY COURT BUILDINGS, CIVIL STATION, BANGALORE.

FORM I

*Notice*

**Under Rule 5 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950.**

For the purpose of preparation of the electoral rolls for the Parliamentary constituencies, the Assembly constituencies and the Council constituencies in the State of Mysore every person who is a member of the Armed Forces of the Union or is holding any office in India declared by the President to be an office to which the provisions of sub-section (4) of section 20 of the Representation of the People Act, 1950 (XLIII of 1950), apply or is employed under the Government of India in a post outside India and who desires to be registered in the electoral roll of a constituency in Mysore State in view of the provisions contained in sub-section (3) or sub-section (4) of the said section, or whose wife desires to be registered in the electoral roll of the said constituency in view of the provisions contained in sub-section (6) of the said section, is invited to submit a statement in Form II through the appropriate officer so as to reach the Chief Electoral Officer of Mysore not later than the 30th day of September 1950.

J. B. MALLARADHYA,

*Commissioner of Economic Development and Planning and Chief Electoral Officer for Mysore State.*

*Bangalore* (Place),
*Dated 5th September* 1950.

---

NOTE.—Copies of Form II will be supplied free by the Chief Electoral Officer on application.

*The Representation of the People Act*, 1950.

*Section 20.*—(3) A member of the Armed Forces of the Union while living in any barrack, building or place belonging to, or provided by, the Government shall not be deemed to be ordinarily resident in the constituency within which such barrack, building or place is situate, but shall be deemed to be ordinarily resident during any period or on any date in the constituency in which, but for his service in the Armed Forces, he would have been ordinarily resident during that period or on that date.

(4) Any person holding any office in India declared by the President in consultation with the Election Commission to be an office to which the provisions of this sub-section apply, or any person who is employed under the Government of India in a post outside India, shall be deemed to be ordinarily resident during any period or on any date in the constituency in which, but for the holding of any such office or employment, he would have been ordinarily resident during that period or on that date.

(6) The wife of any such person as is referred to in sub-section (3) or sub-section (4) shall, if she be ordinarily residing with such person during any period, be deemed to be ordinarily resident during that period in the constituency specified by such person under sub-section (5).

VERIFICATION BY THE OFFICER-IN-CHARGE OF THE REGIMENT OR BY THE HEAD OF THE OFFICE OR BY A DIPLOMATIC OR CONSULAR REPRESENTATIVE OF INDIA.

---

I have verified the statement made above and found the same to be correct.

I have satisfied myself that the declarant is a citizen of India under article ——— ———of the Constitution [and his wife is a citizen of India under article ———of the Constitution. She also ordinarily resided with the declarant during the period above-mentioned].

Signature and official designation of Officer-in-Charge of the Regiment/Head of the Office/Diplomatic or Consular Representative.

.....(Place),

Date.....

---

[ ] Strike off if not necessary.

NOTE (1).—This statement should be made in duplicate in the case of a member of the Armed Forces of the Union. One copy should be retained in the Regimental Headquarters or the office of the Verifying Officer and the other should be forwarded by the Verifying Officer to the Chief Electoral Officer of the State along with the list of persons eligible to be enrolled in all constituencies within that State.

NOTE (2).—Any person, who makes a false declaration, or gives information which he knows or believes to be false or does not believe to be true is liable to be punished under Section 199 and/or 182, I.P.C.

*The Representation of the People Act*, 1950.

*Section 21.—Meaning of "qualifying date" and "qualifying period".*—For the purpose of this Part, the qualifying date and the qualifying period,—

(*a*) in the case of electoral rolls first prepared under this Act shall be the 1st day of March, 1950, and the period beginning on the 1st day of April, 1947, and ending on the 31st day of December, 1949, respectively ; and

(*b*) in the case of every electoral roll subsequently prepared under this Act, shall be the 1st day of March of the year in which it is prepared, and the year immediately preceding that year, respectively.

## FORM III

### NOTICE

**[Under Rule 5 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950.]**

For the purpose of preparation of the electoral rolls for the Parliamentary constituencies, Assembly constituencies and Council constituencies, in the State of Mysore, every person who is a citizen of India and has migrated from the territory of Pakistan into the territory of India before the 25th day of July 1949, on account of disturbances or fear of disturbances in his former place of residence and who desires to be registered in the electoral roll for a constituency in Mysore State other than the constituency in which he was resident on the said date in accordance with the provision contained in sub-section (7) of section 2 ) of the Representation of the People Act, 1950 (XLIII of 1950), is invited to submit a statement in Form IV to the Chief Electoral Officer of Mysore so as to reach him not later than the 30th day of September 1950.

J. B. MALLARADHYA,

*Commissioner of Economic Development and Planning and Chief Electoral Officer of Mysore State.*

*Bangalore,* (Place),

*Dated 5th September 1950*

NOTE.—Copies of Form IV will be supplied free by the Chief Electoral Officer, Mysore State on application.

*The Representation of the People Act,* 1950.

*Section 20.*—(7) For the purpose of the electoral rolls first prepared under this Act, a person who is a citizen of India and has migrated from the territory of Pakistan into the territory of India before the 25th day of July, 1949, on account of disturbances or fear of disturbances in his former place of residence shall be deemed to have been ordinarily resident during any period or on any date in the constituency in which he was resident on the said day or, if any other constituency is specified by him in this behalf in the prescribed form and manner, in that other constituency.

## FORM IV.

STATEMENT BY A PERSON WHO IS A CITIZEN OF INDIA AND HAS MIGRATED FROM THE TERRITORY OF PAKISTAN INTO THE TERRITORY OF INDIA BEFORE THE 25TH JULY 1949, ON ACCOUNT OF DISTURBANCES OR FEAR OF DISTURBANCES IN HIS FORMER PLACE OF RESIDENCE, SPECIFYING THE CONSTITUENCY IN WHICH HE SHOULD BE DEEMED TO BE ORDINARILY RESIDENT FOR THE PURPOSE OF REGISTRATION IN THE ELECTORAL ROLL FOR THAT CONSTITUENCY.

(*Rules 5 and 11*).

I* ..... ... ..... son of / wife of / daughter of.....
declare that I am a citizen of India under clause (*a*) and sub-clause (i) / sub-clause (ii) of clause (*b*) of article 6 of the Constitution, (( that I was not less than 21 years of age on the 1st day of March, 1950)) and that I have migrated from the territory of Pakistan into the territory of India on ‡ .....
on account of disturbances or fear of disturbances in my former place of residence at.....[I submit herewith original / certified copy of the citizenship certificate granted to me under sub-clause (ii) of clause (*b*) of article 6 of the Constitution.]

My name has not been included in the electoral roll for any Parliamentary constituency/ been included in the electoral roll for Parliamentary constituency/ Assembly constituency/Council constituency in the State of ..... ..... ... ... ... ..... .....Assembly constituency/..... ..... Council constituency in the State of.....

((I am at present residing in..... and I may be deemed to be ordinarily resident in † ... ..... in .....Parliamentary constituency/ ..... .....Assembly constituency during the qualifying period, that is, from the 1st day of April 1947, to 31st day of December 1949, for the purpose of my registration in the electoral roll for that constituency.))

[(I am at present residing in .....and I may be deemed to be ordinarily resident in..... in ..... Council constituency on the qualifying date, that is, first day of April 1950, for the purpose of my registration in the electoral roll for that constituency.)]

[I have applied separately to the Electoral Registration Officer of..... .. Parliamentary constituency/.....Assembly constituency/..... Council constituency for the exclusion of my name from the electoral roll for that constituency.]

DECLARATION.

The above particulars are true and correct in all respects.

.....(Place),

*Date*..... *Signature in full*

(( Not for Council constituencies.))
[( For Council constituencies only.)]
[Strike off if not necessary.]
* Here insert the full name.
‡ Here insert the date.
† Here insert name of place.

NOTE —Any person who makes a false declaration or gives information which he knows or believes to be false, or does not believe to be true, is liable to be punished under Section 199 and/ or 182, I.P.C.

*Articles 6 and 7 of the Constitution.*

Rights of citizenship of certain persons who have migrated to India from Pakistan.

6. Notwithstanding anything in article 5, a person who has migrated to the territory of India from the territory now included in Pakistan shall be deemed to be a citizen of India at the commencement of this Constitution, if—

(*a*) he or either of his parents or any of his grand-parents was born in India as defined in the Government of India Act, 1935 (as originally enacted); and

(*b*) (i) in the case where such person has so migrated before the nineteenth day of July 1948, he has been ordinarily resident in the territory of India since the date of his migration, or

(ii) in the case where such person has so migrated on or after the nineteenth day of July 1948, he has been registered as a citizen of India by an officer appointed in that behalf by the Government of the Dominion of India on an application made by him therefor to such officer before the commencement of this Constitution in the form and manner prescribed by that Government:

Provided that no person shall be so registered unless he has been resident in the territory of India for at least six months immediately preceding the date of his application.

Rights of citizenship of certain migrants to Pakistan.

7. Notwithstanding anything in articles 5 and 6, a person who has after the first day of March 1947, migrated from the territory of India to the territory now included in Pakistan shall not be deemed to be a citizen of India:

Provided that nothing in this article shall apply to a person who, after having so migrated to the territory now included in Pakistan, has returned to the territory of India under a permit for resettlement or permanent return issued by or under the authority of any law and every such person shall for the purposes of clause (*b*) of article 6 be deemed to have migrated to the territory of India after the nineteenth day of July 1948.

Printed by the Director of Printing, Stationery and Publications
at the Government Press, Bangalore.

1584

GOVERNMENT OF MYSORE

SRI J. B. MALLARADHYA, M.A.,
*Commissioner of Economic Development & Planning in Mysore.*

TELEPHONE NOS.
OFFICE : 3020
RESIDENCE : 3068

ALI ASKER ROAD, CIVIL STATION,
*Bangalore, dated* 13-9-1950

IMMEDIATE.

To

The Deputy Commissioners of Districts.
The Commissioner, Bangalore Corporation
The Municipal Commissioner, Mysore City
The Municipal Commissioner, Davangere City
The President, K.G.F. Sanitary Board, Champion Reefs.

Sir,

Subject: Giving wide publicity to the Notices (Form I and III) issued under Rule 5 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950.

In inviting reference to Notification dated 5th September 1950 published in the Extraordinary issue of the Mysore Gazette dated 5-9-1950 containing Notices (Form I and III) Issued under Rule 5 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, I have the honour to request you kindly to arrange to give wide publicity to the said Notices, by suitable means in the District, Sub-Division and Taluk headquarters.

A printed copy of each of the Forms (I and III) is herewith sent for ready reference.

The action taken in this behalf may kindly be intimated to this office per return of post.

Yours faithfully,

(SD.) J.B. MALLARADHYA,
Commissioner,
Economic Development and Planning &
Chief Electoral Officer for Mysore.

Copy forwarded with compliments to the Legal Remembrancer and Secretary to Government of Mysore, Law Department, for information.

Chief Electoral Officer for Mysore.

OFFICE OF THE COMMISSIONER OF ECONOMIC DEVELOPMENT AND PLANNING AND CHIEF ELECTORAL OFFICER OF MYSORE, OLD RESIDENCY COURT BUILDINGS, CIVIL STATION, BANGALORE.

FORM I

*Notice*

**Under Rule 5 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950.**

For the purpose of preparation of the electoral rolls for the Parliamentary constituencies, the Assembly constituencies and the Council constituencies in the State of Mysore every person who is a member of the Armed Forces of the Union or is holding any office in India declared by the President to be an office to which the provisions of sub-section (4) of section 20 of the Representation of the People Act, 1950 (XLIII of 1950), apply or is employed under the Government of India in a post outside India and who desires to be registered in the electoral roll of a constituency in Mysore State in view of the provisions contained in sub-section (3) or sub-section (4) of the said section, or whose wife desires to be registered in the electoral roll of the said constituency in view of the provisions contained in sub-section (6) of the said section, is invited to submit a statement in Form II through the appropriate officer so as to reach the Chief Electoral Officer of Mysore not later than the 30th day of September 1950.

J. B. MALLARADHYA,

*Commissioner of Economic Development and Planning and Chief Electoral Officer for Mysore State.*

*Bangalore* (Place),
*Dated 5th September* 1950.

---

NOTE.—Copies of Form II will be supplied free by the Chief Electoral Officer on application.

*The Representation of the People Act*, 1950.

*Section 20.*—(3) A member of the Armed Forces of the Union while living in any barrack, building or place belonging to, or provided by, the Government shall not be deemed to be ordinarily resident in the constituency within which such barrack, building or place is situate, but shall be deemed to be ordinarily resident during any period or on any date in the constituency in which, but for his service in the Armed Forces, he would have been ordinarily resident during that period or on that date.

(4) Any person holding any office in India declared by the President in consultation with the Election Commission to be an office to which the provisions of this sub-section apply, or any person who is employed under the Government of India in a post outside India, shall be deemed to be ordinarily resident during any period or on any date in the constituency in which, but for the holding of any such office or employment, he would have been ordinarily resident during that period or on that date.

(6) The wife of any such person as is referred to in sub-section (3) or sub-section (4) shall, if she be ordinarily residing with such person during any period, be deemed to be ordinarily resident during that period in the constituency specified by such person under sub-section (5).

---

Printed by the Director of Printing, Stationery and Publications at the Government Press, Bangalore.

FORM III

NOTICE

**[Under Rule 5 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950.]**

For the purpose of preparation of the electoral rolls for the Parliamentary constituencies, Assembly constituencies and Council constituencies, in the State of Mysore, every person who is a citizen of India and has migrated from the territory of Pakistan into the territory of India before the 25th day of July 1949, on account of disturbances or fear of disturbances in his former place of residence and who desires to be registered in the electoral roll for a constituency in Mysore State other than the constituency in which he was resident on the said date in accordance with the provision contained in sub-section (7) of section 20 of the Representation of the People Act, 1950 (XLIII of 1950), is invited to submit a statement in Form IV to the Chief Electoral Officer of Mysore so as to reach him not later than the 30th day of September 1950.

J. B. MALLARADHYA,

*Commissioner of Economic Development and Planning and Chief Electoral Officer of Mysore State.*

*Bangalore*, (Place),

*Dated 5th September 1950*

---

NOTE.—Copies of Form IV will be supplied free by the Chief Electoral Officer, Mysore State, on application.

*The Representation of the People Act*, 1950.

*Section 20.*—(7) For the purpose of the electoral rolls first prepared under this Act, a person who is a citizen of India and has migrated from the territory of Pakistan into the territory of India before the 25th day of July, 1949, on account of disturbances or fear of disturbances in his former place of residence shall be deemed to have been ordinarily resident during any period or on any date in the constituency in which he was resident on the said day or, if any other constituency is specified by him in this behalf in the prescribed form and manner, in that other constituency.

---

**Printed by the Director of Printing, Stationery and Publications at the Government Press, Bangalore.**

1585
LD

No.A-1-3252/50. Mercara, the 11th September, 1950.

From - The Chief Commissioner of Coorg.

To - The Secretary to the Government of Mysore,
General Department, Bangalore.

Subject:- Representation of the People (Electoral Rolls) Rules, 1950.

---

Sir,

Please refer to the above rules issued by the Government of India, Ministry of Law with Notification No.S.R.O.306, dated the 26th July, 1950, and published in Part II section 3 of the Gazette of India, Extraordinary of the same date.

2. It is presumed that necessary action is being taken by the Government of Mysore also under those rules to publish notices in forms I and III of the forms prescribed in those rules inviting every person coming within the purview of sub-sections (4) and (7) of section 20 of the Representation of the People Act, 1950, to submit declarations in forms II and IV to the Chief Electoral Officer of the State by the 15th September, 1950, and also to print copies of all the forms appended to the said rules for use in the Mysore State. If so, it may kindly be stated whether arrangements could be made to supply copies of those forms as detailed below for the use of this State. On a reference made in this connection to the Director of Printing, Stationery and Publications (PWS), Bangalore, he has replied that copies of the forms in question have not yet been received by him for being printed.

Details of forms required.

| | | |
|---|---|---|
| Forms I and III | .. | 300 copies each (and 200 in Kannada if printed). |
| Form II | .. | 1,000 copies (600 in English and 400 in Kannada). |
| Form IV | .. | 200 copies (100 in English and 100 in Kannada). |
| Form V | .. | 500 copies ( and 200 in Kannada if printed). |
| Form VI | .. | 1,000 copies (600 in English and 400 in Kannada) |
| Form VIII | .. | 1,000 copies ( -do- -do- ) |
| Form IX | .. | 10000 copies ( -do- -do- ) |
| Form X | .. | 1,000 copies ( -do- -do- ) |

If these forms are printed at the Government Press, Bangalore, the cost of the forms supplied to this State may be debited to this State. On the other hand if they are printed at any private press, the cost of the same will be paid on receipt of a bill.

3. The favour of an immediate reply is requested.

for Chief Commissioner.

Copy to the Assistant Commissioner of Coorg.

1692/LD.

GOVERNMENT OF MYSORE

TELEPHONE NOS. { OFFICE : 3020 / RESIDENCE : 3068

SRI J. B. MALLARADHYA, M.A.,
*Census Commissioner for Mysore.*

Old Residency Court Buildings,
Ali Asker Road, Civil Station,
*Bangalore, dated* 22-9-1950.

No. SG73/ens.950

To

The Legal Remembrancer and
Secretary to Government,
Law Department, BANGALORE.

LEGISLATION BRANCH
No.
Date 23.9.50

Sir,

SUBJECT:- Telegraphic address.

With reference to your letter No.LD.1890/dated 19th September 1950 on the above subject, I have the honour to state that " MYCENSUS " has been got registered as the telegraphic address of the Census Commissioner for Mysore. There is no separate telegraphic address registered in respect of my --- duties as Chief Electoral Officer.

Yours faithfully,

Census Commissioner
for Mysore.

Draft

# Government of Mysore.

No LD. 2178 — General and Revenue Secretariat,

ENCLS. ..... *Dated, Bangalore, the* 23rd October 1950.

FROM

The Legal Remembrancer and
Secretary to the Government of Mysore,
Law Department.

To

The Chief Commissioner of Coorg,
Mercara.

SIR,

Subject:- Representation of the People (Electoral Rolls) Rules, 1950.

...

With reference to your letter No. A.1-3252/50 dated 11th September 1950 on the above subject, addressed to the General Secretary to Government, I am directed to state that since the Presses in the State are fully engaged in the printing of the Electoral Rolls, it is regretted that the forms required by you cannot be got printed till the printing of the Electoral Rolls is over.

Yours faithfully,

Sd/- B. S. Puttaswamy,

Legal Remembrancer and Secretary
to Government, Law Department.

P.T.O.

Memo No. LD. 2179

Copy of the foregoing is forwarded with compliments to the Director of Printing, Stationery and Publications in Mysore.

21/10

for Legal Remembrancer and Secretary
to Government, Law Department.

2030

207

B. I. Cable INDIAN POSTS AND TELEGRAPHS DEPARTMENT. No.

| | | | |
|---|---|---|---|
| Recd. at 18 H. 40 M. | | Sent at ____ H. ____ M. | Office Stamp. |
| From ____ | | To 18 1950 | |
| By ____ | | By ____ | |

SUDMAN. mas 20/10/50. JH

20-10-50 18/21 Increase 16 34 37

Secretary Government of Mysore General Department Bangalore.

A-1-3252/50 Please refer my letters A-1-3252/50 September eleventh and october fifth kindly expedite reply about supply of forms for preparation electoral rolls under representation of people act

Copy

2070
LD

SECRETARY, LAW DEPARTMENT. 25 OCT 1950 GOVT. OF MYSORE

Sri. MRN
26/10/50

ELECTION BRANCH ..... 26/10/50 NEW SECRETARIAT

TELEGRAM.

From - Coorg, Mercara.
To - Secretary, Government of Mysore, General Department, Bangalore.
No. - A-1-3252/50.
Date - 16th October 1950.

Please refer my letters No.A-1-3252/50, September 11th and October 5th. Kindly expedite reply about supply of forms for preparation electoral rolls under Representation of People Act.

---

Office of the Chief Commissioner of Coorg,
Mercara, the 16th October 1950.

Copy by post in confirmation, to the Secretary to the Government of Mysore, General Department, Bangalore.

Secretary to the Chief Commissioner.

16.10.50

1 Draft

Appendix F. G.—1]

SUBJECT..... Names and addresses of the Chief Electoral officers in States .....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 19 .

Date of issue..... 30-10-50 .....

Signed by..... Sri M.K.V. .....

List of enclosures.....

Copied by.....

Examined by.....

Section

File No.

Serial No.

No. L.D. 2254

To

The Secy. Election Commn
India. New Delhi

Sir,

With reference to correspondence ending with your letter No 336/50 - Elec dated the 9th September 1950, on the above subject, I am directed to state that there is no separate telegraphic address for the Chief Electoral officer, for Mysore, although the telegraphic address "MY CENSUS" has been registered in respect of his additional duties as Census Commr for Mysore. Telegrams addressed to the Chief Electoral officer may therefore be addressed to MYCENSUS, Bangalore.

Yours faithfully

Typed and Secy to Govt
MKV Law Dept
28/10

Attn
6/10
Mas
7.10.50

11 Draft

Appendix F. G.—1]

SUBJECT..... The Representation of the people (Preparation of Electoral Rolls) Rules 1950 and action thereunder

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 19 .

Date of issue..... 30-10-50

Signed by..... Sri. M.K.G.

List of enclosures.....

Copied by.....

Examined by.....

Section

File No.

Serial No.

No. L.D. 2253

To

The Chief Electoral Officer for Mysore. Ali Asker Road Civil Station, Bangalore

Sir,

With reference to correspondence ending with your letter No S201/elections 54 dated the 9th September 1950, on the above subject, I am directed to state that the forms referred to, may be got printed in Kannada also, ~~if found~~ to the extent ~~required, but~~ found necessary

Yours ffk

Law and Secys Syst
28/10 Law Dept

Nair
29/10

2167

2D GOVERNMENT OF MYSORE

SRI J. B. MALLARADHYA, M.A.,
*Commissioner of Economic Development & Planning in Mysore.*

TELEPHONE NOS,
OFFICE : 3020
RESIDENCE : 3068

ASKER ROAD, CIVIL STATION.

*Bangalore, dated* 28 - 10 - 1950

No 574/Elect

SECRETARY, LAW DEPARTMENT, GOVT. OF MYSORE 30 OCT 1950

29. Sri M.A.N. Mag 30/10/50

LEGISLATION BRANCH No. ..... Date 30-10-50 GEN. & REV. SECRETARIAT

To

The Legal Remembrancer &
Secretary to Government of Mysore,
Law Department, Bangalore.

Sir,

With reference to my interview with the Hon'ble Chief Minister yesterday I have the honour to invite your kind reference to Official Memorandum No. L.D.1298-1312/L.A.-41-49-1 dated 7th March 1950 and G.O. No. 828-917/L.A. 41-49-4 dated 26th June 1950 designating me as Chief Electoral Officer entrusted with the preparation and printing of Electoral Rolls under the New Constitution as well as to my letter No. 1827/Census dated 26th July 1950 asking for clarification of my duties and responsibilities as Chief Electoral Officer, ~~I have the honour~~ and to state that in the coming months the duties devolving upon the Chief Electoral Officer will be heavy and will call for continuous and whole-time attention. As my other functions as Commissioner of Economic Development and Planning, Director of Statistics and Census Commissioner do not permit such attention being given to Election work, I shall be grateful if Government will kindly relieve me of my responsibilities as Chief Electoral Officer.

I see that latterly the Secretariat has assumed executive functions of the Chief Electoral Officer even in the matter of printing of Electoral Rolls and the decentralization of powers which is sought to be secured in respect of the work of the Heads of the Departments concerned is not operative in this case. In this view, it would relieve my staff and myself of a good deal of perhaps unnecessary work that is being continued to be done in this office--if I cease to function as Chief Electoral Officer for the State.

Yours faithfully,

Commissioner,
Economic Development and Planning &
Chief Electoral Officer for Mysore.

28/10/50

BB

GOVERNMENT OF ~~HIS HIGHNESS THE MAHARAJA OF~~ MYSORE.

No. 17885/C.B.364-50-1 General and Revenue Secretariat,

*Dated Bangalore,* 12th March 1951.

## NOTIFICATION.

Sri.B.S.Puttaswamy,B.A.,B.L., First Class District Judge doing duty as Secretary to Government, Law Department and Legal Remembrancer to Government is posted as Commissioner of Labour in Mysore. He is also appointed Chief Electoral Officer from the date of assumption of charge.

By Order of His Highness the Maharaja.

SD) K.SRINIVASAN,

CHIEF SECRETARY TO GOVERNMENT.

To

The Compiler, Mysore Gazette, for publication.

Memo No.17886-92/C.B. Dated 12th March 1951.

Copy of the above is forwarded to the Accountant-General, Mysore, Bangalore, with the intimation that Sri.B.S.Puttaswamy is posted as Commissioner of Labour vice Janab Mohamed Ismail Sheriff granted leave and as Chief Electoral Officer in place of Sri.J.B.Mallaradhya and that an allowance of Rs.200/- per mensem is granted to him from the date of his assuming charge of the appointment.

(SD) K.SRINIVASAN,
Chief Secretary to Government.

Copies of the above are forwarded to:

1. The Commissioner of Labour in Mysore, Bangalore.
2. The Chief Electoral Officer in Mysore, Bangalore.
3. The Registrar, High Court of Mysore (with a c.l.).
4. The Secretary to Govt. Law Department, Bangalore.
5. Sri.B.S.Puttaswamy,B.A.,B.L., Law Secretary to Govt.
6. Sri.J.B.Mallaradhya,M.A., Commissioner of Economic Development and Planning in Mysore.

Copy to: 1. Law Branch.
2. Legislation Branch.
3. Labour Branch.
4. Special Revenue Branch.
5) Accts Pay r
6) Accounts Pay

For Chief Secretary to Government.

LC/8